

0592

**BOX:**

310

**FOLDER:**

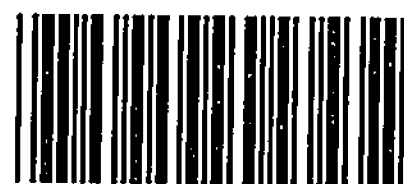
2951

**DESCRIPTION:**

Fahrenwald, Hermann

**DATE:**

06/28/88



2951

Witnesses:

*Off Alberlein*  
*29<sup>th</sup> Dec*

*26* Selling on Sunday.  
Court of Oyer and Terminer

Counsel,  
Filed, *28* day of *June* 188*8*  
Pleads,

THE PEOPLE,

vs.

*B*  
*Hermann Ochsenwald*  
*W. J. Hues*  
VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
[Ill. Rev. Stat. (7th Edition), page 1083, Sec. 21 and  
page 1084, Sec. 3.]

JOHN R. FELLOWS.

District Attorney.

*Transferred to the Court of Special  
Sessions for trial and final dis-  
position.*

True Bill.

Dated *June 28* 188*8*

*Wm. J. Hues*  
Foreman.

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Hermann Fahrenwald*

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

*Hermann Fahrenwald*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*Hermann Fahrenwald*  
late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty *six*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*Charles L. Albertson*  
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.

SECOND COUNT—

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

*Hermann Fahrenwald*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Hermann Fahrenwald*  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.

0595

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Fischer, Caspar

**DATE:**

06/28/88



2951



Court of Oyer and Terminer

Counsel,

Filed, 28 day of June 1888

Pleads, *W. G. G. (July 2)*

THE PEOPLE,

vs.

*Gaspar Fischer*

*Quinn*

*JOHN R. FELLOWS*

*District Attorney.*

*Dec 21/88*

*Bail proposed*

*Refused*

*Warrant*

*Seizure*

*Warrant*

*Seizure*

*Warrant*

*Seizure*

*Warrant*

*Seizure*

*Warrant*

Witnesses:

*Off Scott*

*J. P. Lee*

VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1988, Sec. 21 and  
page 1989, Sec. 5.]

Transferred to the Court of Special  
Sessions for trial and final dis-  
position.

Dated...

0597

Excise Violation—Selling on Sunday.

POLICE COURT—2 DISTRICT.

City and County } ss.  
of New York,

of the 5th Precinct Police Joseph Scott

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 18<sup>th</sup> day

of July 1886 in the City of New York, in the County of New York, at

premises No. 223 South 5th Avenue Caspar Fischer (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Caspar Fischer may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 19 day

of July 1886

Solomon B. Simon Joseph Scott  
Police Justice.

0598

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK { ss

District Police Court.

*Caspar Fischer* 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

*Caspar Fischer*

Question. How old are you?

Answer

*27 years old.*

Question. Where were you born?

Answer.

*Germany Switzerland*

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

Answer.

*223 15<sup>th</sup> ave. 4 weeks*

Question What is your business or profession?

Answer

*Bar tender*

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 and  
I demand a trial by jury  
Caspar Fischer*

Taken before me this  
19<sup>th</sup>  
day of July 1908  
at New York  
City  
Police Justice.



0599

BAILED.  
No. 1, by James Kopke  
Residence 108 Sullivan Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Police Court 2 1085  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Joseph Scott  
Bartholomew

Offence Viol. Excise Law

Dated July 19 1886

Scott  
Magistrate.

Scott  
Officer.

Precinct.

Witnesses \_\_\_\_\_

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

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

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

No. 108 Sullivan  
to answer Scott

Scott

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

One 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 July 19 1886

Solomon B. Smith  
Police Justice.

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

Dated July 19 1886

Solomon B. Smith  
Police Justice.

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

Dated \_\_\_\_\_ 1886

Police Justice.



# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Caspar Fischer*

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

*Caspar Fischer*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*Caspar Fischer*

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty *six*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*Joseph Scott*  
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.

## SECOND COUNT—

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

*Caspar Fischer*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Caspar Fischer*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.

0601

**BOX:**

310

**FOLDER:**

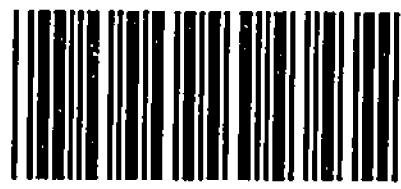
2951

**DESCRIPTION:**

Fitzpatrick, John

**DATE:**

06/08/88



2951

Witnesses:

Off-Martin

25. Preet

87  
Court of Oyer and Terminer

Counsel,

Filed,

Pleas,

day of June 1888

Mr. Emily (11)

THE PEOPLE,

vs.

Mr. P.

John Fitzpatrick

VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
[Ill. Rev. Stat. (7th Edition), page 1083, Sec. 21 and  
page 1080, Sec. 5.]

JOHN R. FELLOWS.

District Attorney.

Mr. Dec 1888  
Pleas guilty

True Bill

Transferred to the Court of Special Sessions for trial and final disposition.

Dated: Bill  
J. J. S. Foreman.

0603

Sec. 109-200.

CITY AND COUNTY }  
OF NEW YORK } ss.

District Police Court.

*John Fitzpatrick* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is his right to  
make a statement in relation to the charge against him, that the statement is designed to  
enable him to see fit to answer the charge and explain the facts alleged against him, that  
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 Fitzpatrick*

Question. How old are you?

Answer. *29 Years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *414 East 79th Street*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty and I  
demand a trial by jury if held  
after examination**John Fitzpatrick*

Taken before me this

188

Police Justice.



0604

BAILED,  
No. 1, by Thomas E. Kelly  
Residence 1456-110th Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

145  
Police Court--  
District 1852-1

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles W. Arthur

John J. H. H. H. H.

Offence Robbery

Date April 23 188

Wm. H. H. H. Magistrate.

Wm. H. H. H. Officer.

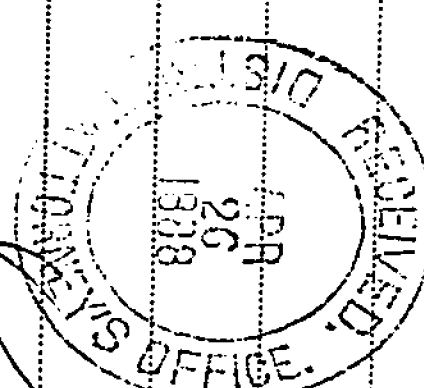
Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street.

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

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

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

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



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

John J. H. H. H.  
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 April 23 188 Wm. H. H. H. Police Justice.

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

Dated April 23 188 Wm. H. H. H. Police Justice.

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

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

0605

Excise Violation-Selling on Sunday.

POLICE COURT

DISTRICT.

City and County } ss.  
of New York,

of No.

*Hugh Martin*  
*the 25 Precinct Police*  
 of the City of New York, being duly sworn, deposes and says, that on SUNDAY the *22* day  
 of *April* 188*8*, in the City of New York, in the County of New York, at  
 premises No. *1444 1st Avenue* Street,

*John Fitzpatrick* (now here)  
 did then and there SELL, CAUSE, SUFFER and permit to be sold, and ~~GIVEN AWAY~~ under his  
 direction or authority strong and spirituous liquors, ~~which are and have been~~ being intoxicating liquors,  
 to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said *John Fitzpatrick*  
 may be arrested and dealt with according to law.

Sworn to before me, this *23* day  
 of *April* 188*8*.

*Hugh Martin*  
*Wm. Murray*  
 Police Justice.

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John Fitzpatrick*

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

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*John Fitzpatrick*

late of the City of New York, in the County of New York aforesaid, on the ~~twenty-second~~ day of ~~April~~ in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*Hugh Martin*

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.

## SECOND COUNT—

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

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*John Fitzpatrick*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.



0607

**BOX:**

310

**FOLDER:**

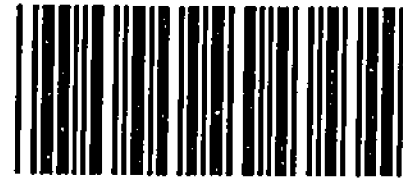
2951

**DESCRIPTION:**

Fitzsimons, John

**DATE:**

06/15/88



2951



Witnesses:

*William Foster*

*Officer Althouse*

Counsel,

Filed

15 day of June 1888

Pleads,

THE PEOPLE

vs.

P

*John Fitzsimons*

*Wm. R. Fellows*

JOHN R. FELLOWS,

District Attorney.

Grand Larceny Second degree.  
[Sections 528, 531-550 Penal Code].

A True Bill

*Edmund A. Murray*  
Foreman.

*June 15/88.*

*Charles D. P.*  
*Sentence suspended*  
*R. B. M.*

0609

Police Court—

District.

Affidavit—Larceny.

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

of No. 25 West Street, aged 50 years,  
 occupation Liquor Dealer & Caterer being duly sworn  
 deposes and says, that on the 14 day of May 1888 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, in the day time, the following property viz:

Sixteen Pool Balls of the value  
of Thirty Dollars

the property of The Thirtieth Club in the care  
and custody 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 Fitzsimmons

from the fact that on said date deponent  
 gave the defendant the above described  
 Pool balls to deliver to deponent at no  
25 West Street the defendant failed  
 to deliver said Pool Balls to deponent  
 but with held and appropriated the  
 same to his own use

wherefore deponent prays that said  
 defendant may be apprehended and  
 dealt with as the law directs

Wm. Fowler

Sworn to before me, this 14 day  
May 1888  
John B. Smith  
 Police Justice.

06 10

Sec. 109-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Fitzsimmons* 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 Fitzsimmons*

Question. How old are you?

Answer.

*25 years.*

Question. Where were you born?

Answer.

*New York.*

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

Answer.

*Brooklyn 12 years.*

Question. What is your business or profession?

Answer.

*Freeman*

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

Answer.

*I refuse to say anything at present.*

*John Fitzsimmons.*

Taken before me this

*May 1888*

*Police Justice.*



06 1 1

Sec. 151.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by William Fowler

of No. 25 West Street, that on the 14 day of May 1888 at the City of New York, in the County of New York, the following article to wit:

of the value of Thirty Dollars,  
the property of The Princeton Club in Central District of Manhattan  
was taken, stolen, and carried away and as the said complainant has cause to suspect, and does suspect and believe, by John C. Simmons

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 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 21<sup>st</sup> day of May 1888  
W. J. G. G. G. POLICE JUSTICE.

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

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.



06 12

Sec. 151.

152 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by William Fowler

of No. 25 West Street, that on the 14 day of May 1888 at the City of New York, in the County of New York, the following article to wit:

of the value of Twenty Dollars,  
the property of the Princeton Club in custody of Plaintiff  
was taken, stolen, and carried away and as the said complainant has cause to suspect, and does suspect and believe, by John Simmons

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 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 21<sup>st</sup> day of May 1888  
Wm. J. Fowler POLICE JUSTICE.

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

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,

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

06 14

**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 Fitzsimons*

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

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

The said

*John Fitzsimons*

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

*sixteen pool balls of the value*  
*of two dollars each*

of the goods, chattels and personal property of one

*William Fowler*

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.

## SECOND COUNT—

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

*John Fitzsimons*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*John Fitzsimons*  
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,

*Sixteen pool balls of the value  
of two dollars each*

of the goods, chattels and personal property of one *William Fowler*

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

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

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

JOHN R. FELLOWS,

District Attorney.



06 16

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Flanagan, Cornelius

**DATE:**

06/15/88



2951

POOR QUALITY ORIGINAL

Witnesses:

John Fraser  
Coffee Meiser

137 186 C. 20. 20.

Counsel,

Filed 15 day of June 1888

Pleads

Chattel (A)

THIS PEOPLE

vs.

Robbery, [Sections 224 and 228, Penal Code].  
degree.

Cornelius Shanagan

JOHN R. FELLOWS,

21/88. District Attorney.

Regina Kelly-Lacey  
P.E. 9 yrs. 8 mo. P.M.

A True Bill.

Leopold Adhery

Foreman.

[Signature]

06 18

City & County of  
New York

Andrew Wesson on the 12th Precinct  
Police being duly sworn says  
that John Fraser is a necessary  
and material witness against  
Conclan Flanagan charged  
with Robbery

Deponent says that said  
Complainant - is a scaparing  
man and has no permanent  
place of abode and prays  
that he give surety for his  
appearance to testify  
Andrew Wesson

Brought before me

This 13 day of June 1888

John J. Hill Police Justice

06 19

Police Court-- 3 District.

CITY AND COUNTY } ss  
OF NEW YORK,

John Fraser  
of Steamers Esplanade lying at Pier in Brooklyn Street, Aged 34 Years  
Occupation Engineer being duly sworn, deposes and says, that on the  
12 day of June 1888, at the 13 Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

One silver Watch with gold chain <sup>any</sup>  
Chain attached <sup>the</sup> one that all

of the value of Eighty five — DOLLARS,  
the property of Dependent

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 force and violence as aforesaid by

Cornelius Flanagan (now free) and an other  
person whose name is unknown

Dependent says that about the hour of 2. P. M. on  
said date he was walking in Rivington  
Street when said unknown man came up  
to him and spoke asking him if he had  
procured a fireman. Dependent replied in  
the negative and said unknown man then  
stated that he would get him one and  
invited dependent to accompany him.

That said dependent unknown man  
took him to 325 Rivington Street and

day of

Sworn to before me, this

188

Police Justice.



0620

while in said premises said unknown man  
and Flanagan caught hold of him and  
threw him down on a bed and took  
stole and carried away said property  
from his person and ran away

John Fraser

Brought before me

This 13 day of June 1888

James H. Hill Police Justice

Dated 1888 Police Justice.

guilty of the offence within mentioned, I order him to be discharged.

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

Offence—ROBBERY.

vs.

1.

2.

3.

4.

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

§ to answer General Sessions.

0621

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Cornelius Flanigan* 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. *Cornelius Flanigan*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *In New York City*

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

Answer. *143 Barry Street Brooklyn L.I., 6 years*

Question. What is your business or profession?

Answer. *Wheelwright*

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*

*Cornelius Flanigan*

Taken before me this

13

day of

*June 1888*

*Samuel J. Kelly*  
Police Justice.

0622

POLICE COURT— DISTRICT.

CITY AND COUNTY }  
OF NEW YORK, ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on  
the 13th day of June in the year of our Lord 1888

of John Fraser  
of No. 86 Avenue Aspinwall Street, in the City of New York,  
and Moses M. Williams  
of No. 100 Broadway Street, in the said City,

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

John Fraser  
the sum of one Hundred Dollars,  
and the said Moses M. Williams

the sum of one Hundred Dollars,  
separately, of good and lawful money of the State of New York, to be levied and made of their respective  
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-  
dition following, viz:

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

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

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

John Fraser  
Moses M. Williams

Samuel C. Williams Police Justice.



0623

CITY AND COUNTY }  
OF NEW YORK, } ss.

Sworn before me, this  
day of June, 1881  
Do. McAllister Justice.

Joseph M. Williams  
the within-named Bail, being duly sworn, says that he is a man holder in  
said City, and is worth Five Hundred Dollars,  
over and above the amount of all his debts and liabilities; and that his property consists of  
Home hold furniture and office  
furniture No 100 Broad Street  
in the 2nd Cd. and personal  
property of the value of Five  
Hundred Dollars

Joseph M. Williams

New York Sessions.

THE PEOPLE, &c.

Recognizance to Testify.

Magistrate

Filed

day of

188



Confiscament. Vatted  
by Moos & Williams  
100 Broad St

**BALUED,**

**No. 1, by....**

Residence ..

No. 2, by...

**Residence.....**

As. 3, by ...

Residence ....

No. 4. by

Residence .....

127  
Police Court—  
32  
884  
District.

~~THE~~ PEOPLE, &c.,

John Fraser

*Condalia fragrans*

Offence Robbery

Dated June 13 1886

*A O'Reilly* Magistrate.

Measey

Officer.

Precinct, 12

Don't want committee

For the Governor  
of Connecticut.

in default of \$ 100.00

Residence and Telephone \_\_\_\_\_ Street.

No.

225060  
\$225060  
ATTORNEY  
TO SUBJECT

COMMITTED.

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 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 June 13 1888 J. J. Kelly 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.*

20.

The People v. Cornelius Flanagan (Before Judge Martine June 20, 1888.)  
Indictment for robbery in the first degree.

John Frazer, sworn and examined. I am Chief Engineer of the steamer Sparrio; she is lying down at the Refinery opposite Staten Island. I believe she is to sail tomorrow morning. I remember the 12<sup>th</sup> of June, I saw the defendant that day in a house 325 Rivington St.; he was one of the men that held me by the neck while one pushed me down, he was the one that held me by the throat. I was walking leisurely along Rivington St. between two and half past two o'clock in the day time and a man came up to me and said, "Chief, did you get your firemen?" I say, "No, I want one yet." He says, "Come in." It was not the defendant who spoke to me. I went into the house and there were two apartments. Then I and the other man went in the defendant was there. I went into a back room first and it was there I saw the defendant; he was sitting. I went into the room thinking the man that brought me up from the street was going to show me the fireman, but before I knew anything more I was thrown on the bed and my watch and chain taken from me. I was held by the prisoner. The chain was a gold collar one and the watch

was silver; both together were worth eighty two dollars. I also lost my hat. The rooms were close together and there was a bed in one; the other man says, "Come in here," I went in after him, and when I was thrown upon the bed the defendant held me on my back by the throat. I was powerless, but I saw his face. I am sure the defendant is the man. I never saw him before. I don't know which of the men took my watch and chain. I noticed a woman going in and I saw her again coming out; she shut the door as the two men came into the room, or I suppose she did; she was the only one. I was only a minute or so lying on the bed. Then the watch was taken one of them run away and the other one held me until I suppose he got clear. In the excitement I was struggling to get up; the watch was taken while the defendant had his hand on my throat. Then he let go of me I rushed out of the house and he rushed out of the room to the room I went in first and I rushed out to the street, thinking the best thing I could do was to go outside and get assistance as I might have been roughly handled. I thought I was in a bad quarter, I thought the best thing was to run and get an officer. I met an officer on the sidewalk and he came in with me. I went up stairs



was silver; both together were worth eighty two dollars. I also lost my hat. The rooms were close together and there was a bed in one; the other man says, "Come in here," I went in after him, and when I was thrown upon the bed the defendant held me on my back by the throat. I was powerless, but I saw his face. I am sure the defendant is the man. I never saw him before. I don't know which of the men took my watch and chain. I noticed a woman going in and I saw her again coming out; she shut the door as the two men came into the room, or I suppose she did; she was the only one. I was only a minute or so lying on the bed. Then the watch was taken one of them ran away and the other one held me until I suppose he got clear. In the excitement I was struggling to get up; the watch was taken while the defendant had his hand on my throat. When he let go of me I rushed out of the house and he rushed out of the room to the room I went in first and I rushed out to the street, thinking the best thing I could do was to go outside and get assistance as I might have been roughly handled. I thought I was in a bad quarter, I thought the best thing was to run and get an officer. I met an officer on the sidewalk and he came in with me. I went up stairs



with the officer. We saw Flanagan and the woman who is here in Court. I did not find my watch and chain. I was not under the influence of liquor, but I drink wine every day with my meals. Cross Examined. It was between two and half past two o'clock that I went to this house and I was out of it inside of ~~five~~ minutes. I left the ship at 10 o'clock and came from Mr. Sumner's office, an agent; it is on Broadway near the exchange. I went over there about the fireman. The man who met me on the street told me he had a fireman; the conversation I had with him did not last a minute before I went to the room. Flanagan was sitting next to the wall. He ~~other~~ <sup>other</sup> ~~man~~ threw himself on the lower part of my body and I was struggling to get free. I was not in that position a second before Flanagan came to his assistance; the two of them were on top of me. I am positive I said to the officer that Flanagan was one of the men who helped to hold me down while I was robbed. I appeared before the Police Justice next morning and the clerk reduced my statement of the transaction to writing and I signed it. The Judge asked me if I was intoxicated and I said, "no," I am a little excited but not intoxicated. The Judge did not tell the officer to take me away till the following morning because I was intoxicated. I had been to the shipping office in Broad St. and I ~~was~~

the shipping master I wanted one man. I was not at the office the day I was robbed, but I saw the shipping master at the agents office between twelve and one o'clock.

Andrew Wieser sworn. I belong to the 12th precinct; on the 12th of June I arrested the defendant at 325-Revington St. on the complaint of John Frazer; he made the complaint to me corner of Columbia and Revington Sts. about three blocks and a half from this house; he accompanied me to the house; when he made the complaint he was not under the influence of liquor; he might have been drinking, but he was not drunk. We went up stairs, I believe it is the second floor and knocked at the door and got no answer. I asked Frazer if he was sure that was the place and he said, 'yes'; the door was tight and I pushed it in. I found Flanagan and Kate Russell in the room; he was sitting on a chair and she was standing up. Frazer said, "that is the man and that is the woman." I asked Flanagan what ~~the~~ done with the watch? He told me did not take it, but that a man by the name of Henry Levine took it. I searched him and took him to the station house and from there to the Essex Market Court and I took Frazer to the House of Detention. The woman was remanded till next morning for examination and was discharged by Judge Reilly.

Katie Russell, sworn and examined for the defence testified. I live in 38 Lewis St. and on the 12th of June I lived at 325 Rivington St. I am a married woman. I live with my brother Fred, who is a married man and keeps house; he is in the ice business. I remember the day that the complainant was in those apartments I could not tell the date, I think it was on a Tuesday. The defendant was there asleep; that was the first time the defendant was there; he came there in the morning about ten o'clock and he stayed there until the officer took him out; he was sleeping the whole time; he had a little beer taken; they were all tight. It was about twelve o'clock in the forenoon when the complainant and two gentlemen with him came in. I did not know any of them; they asked for my brother; they came in and sat down on a trunk; the complainant sent out for beer; he treated to three pints of beer; I believe it was my sister-in-law went for the beer; the complainant said he was sleepy, and one of the men said, "Come in and lie on the bed." So I said, No, we did not want any of them on the bed. He said he wanted to take a little lay off, that the beer had the best of him. So the three men laid down on the bed for about half an hour. Then the complainant got up, walked down stairs.



and left the door wide open. He was away about a quarter of an hour, and he halloed "watch." I heard him, and I went down to see what was the matter. He said he would have me arrested as well as the men that took his watch. "I seen no watch on the man when he come in the room." Flanagan all this time was asleep. Then I heard the complainant halloo "Watch." I woke Flanagan up and told him the man said his watch was gone. He said, "I had nothing to do with it, I will stay still." I was in the room with him when the officer came in. He says, "This lady was in that room, and the man was in the room." He took this man and me to the station house, and he said that I held the door. The door was open, I saw them in the bed, but I did not see anything taken. There are six people living in that house. If the complainant had halloed, anybody would have heard him, but he did not halloo until a quarter of an hour after he went down stairs. Cross Examined. I have been living at my brother's place a month. My sister-in-law went out for a beer three times in a bottle. Prager had no conversation with Flanagan. I don't know where my husband is, I am not living with him. Flanagan remained asleep from ten till one o'clock.



and left the door wide open. He was away about a quarter of an hour, and he halloed "watch." I heard him, and I went down to see what was the matter. He said he would have me arrested as well as the men that took his watch. I seen no watch on the man when he came in the room. Flanagan all this time was asleep. Then I heard the complainant halloo "Watch." I woke Flanagan up and told him the man said his watch was gone. He said, "I had nothing to do with it. I will stay still." I was in the room with him when the officer came in. He says, "This lady was in that room, and the man was in the room." He took this man and me to the station house, and he said that I held the door. The door was open, I saw them in the bed, but I did not see anything taken. There are six people living in that house. If the complainant had halloed, anybody would have heard him, but he did not halloo until a quarter of an hour after he went down stairs. Cross Examined. I have been living at my brother's place a month. My sister-in-law went out for a beer three times in a bottle. Prager had no conversation with Flanagan. I don't know where my husband is, I am not living with him. Flanagan remained asleep from ten till one o'clock.

Cornelius Flanagan sworn. I live at 143 Bar-  
row St. Brooklyn. I work at baby carriages for  
C. W. F. Dade for the last three or four years at  
92 and 94 Mangin St; before that I worked in  
Green and Blackwell's confectionary store in  
Duane St. I also worked for Bunfeld and  
Cohen shoe manufacturers 87 Lewis St, now  
in Warren St. I was in business for myself  
last summer at the foot of Livingston St. selling  
cakes, pies and soda water. I lived with my  
father, mother and sister; my mother has  
since died. I nursed her all winter day  
and night; she died on the 23<sup>d</sup> of May. Since  
then I have been looking for a job. I had been  
drinking the day I was in this woman's house  
from eight o'clock in the morning. I did  
not drink of any account, but was tired. I  
went into the house between ten and eleven o'clock.  
I fell asleep. I never saw the complainant  
until I saw him come in with the officer. I  
did not put my hand upon his neck and  
try to choke him. I was asleep. I did not  
see anybody rob him and heard no  
 outcry of a person being robbed. The first  
I learned of the robbery when I got out and  
the other people got away by the description.  
I think I know the people Henry Divine  
and Charley O'Sole. I did not see them  
that day. I got a description of them from

the girl. The complainant when he was brought into the room where I was said that I could identify the two men that done it - that is the charge he made against me. Cross Examined. I am sure the complainant did not point at me and say that I was the man who held him down. The officer got the complainant to perjure himself by swearing against me. I think Henry Devine lives somewhere in Grand St.; he used to work in Dares. I knew O Toole a few months. I do not know where he lives. I believe I saw them both the following Saturday night. I have not heard that O Toole served "time". I heard Devine had

Mary Managan sworn. I live 143 Barrow St. Brooklyn; the defendant is my brother; my mother died four weeks yesterday. I had to go out daily to my work and he attended her for she was unable to attend to herself; he always worked for a living since he was 14 years old and he brought his wages home.

Albert Bielefeld sworn. I am a shoe manufacturer at 71 Warren St.; about four or five years ago the defendant worked for me about twelve or fifteen months. I found him trustworthy, I sent him to collect bills and he returned them promptly.

Frances Russell sworn. I am the sister in law of Katie Russell. I remember the



Frances Russell sworn. I am the sister  
in law of Katie Russell. I remember the day  
when Flanagan was in our rooms; he was  
tight asleep in a chair. I think he came there  
in the forenoon. There was beer drank there and  
he drank some of it with another young man.  
I did not hear of a robbery having been com-  
mitted there. I went out, and when I came in  
I saw two policemen in the room. It was  
a man went out for the beer in a can.  
The prisoner pleaded guilty to robbery  
in the second degree.



Testimony in the case  
of *William H. H. H.*  
Cornelius H. H. H.  
filed June  
1888.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Romelius Brannagan*

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

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

The said *Romelius Brannagan*.

late of the City of New York, in the County of New York aforesaid, on the *third* day of *June*, in the year of our Lord one thousand eight hundred and eighty-*eight*, in the *day* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *John Braser* in the peace of the said People, then and there being, feloniously did make an assault, and

*one watch of the value of forty dollars, one chain of the value of thirty dollars, one chain of the value of fifteen dollars, and one hat of the value of five dollars.*

of the goods, chattels and personal property of the said *John Braser*, from the person of the said *John Braser*, against the will, and by violence to the person of the said *John Braser* — then and there violently and feloniously did rob, steal, take and carry away, *the said Romelius Brannagan being then and there aided by an accomplice actually present whose names are to the Grand Jury aforesaid as yet 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.

*John R. Holloway*  
*District Attorney*

0638

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Fleming, William

**DATE:**

06/07/88



2951

Witnesses:

*Ralph Reinhardt*

The defendant has an excellent character, as I am informed by his employers Mr. Patte F. Waggoner of 477 Seventh Ave. N.Y. The trouble arose out of a heated argument. It is quite impossible to say who is to blame most. The complainant has expressed a desire to withdraw the complaint. I recommend dismissal of this indictment.

Oct. 23/88  
Vernon M. Davis,  
Dist.

Counsel,

Filed

Pleads,

Day of

1888

THE PEOPLE

vs.

B

*William Fleming*

ASSAULT IN THE THIRD DEGREE

(Section 219, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Edmund A. Harvey*

Foreman.

Oct 23/88

*Indictment dismissed*

Part IV June 29/88  
Imposed.



0640

Police Court— District.

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

of No. 497 Seventh Avenue Street,

being duly sworn, deposes and says, that  
on the 27 day of May  
in the year 1888, at the City of New York, in the County of New York,

he was violently **ASSAULTED** and **BEATEN** by William Fleming  
who struck deponent several blows on the  
head and face with his fist - knocking  
him down and blackening his eye

without any justification on the part of the said assailant.

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

Sworn to before me, this 28 day of May 1888 Adolf Reinheimer

Sam'l C. Neill Police Justice.

0641

Sec. 198-200.

2. District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*William Fleming* 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. *William Fleming*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *No 466 - 7 Avenue + about 3 years*

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 may think will tend to your exculpation?

Answer. *The complainant struck me first and pulled and hauled me about on the street and I had to defend myself the best way that I could and demand a trial by jury if held W. Fleming.*

Taken before me this

day of

188

*Sam'l C. Kelly*  
Police Justice.

0642

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 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 Adolph Renshema  
of No. 497 Seventh Ave Street, that on the 27 day of May  
1888 at the City of New York, in the County of New York,

he was violently Assaulted and Beaten by William Fleming

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 May 1888

La V. C. B. B. B. POLICE JUSTICE.



064

2<sup>30</sup> PM 21 May 1888 J. M. J. 466 J. Brown

The within named

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 1888

Police Justice.

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Adolph Reinheimer  
vs. 497-7

William Fleming  
477-7

Warrant-A. & B.

Dated May 28 1888

Daniel O'Reilly Magistrate

Gardner Officer.

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

Joseph A. Gardner Officer.

Dated May 28 1888

This Warrant may be executed on Sunday or at  
night.

D. C. R. Police Justice.



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

0645

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
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

Court of General Sessions of the Peace.

The People of the State of New York.

To *Adolph Reinheimer*

of No. *497 = 7 Ave* Street.

GREETING :

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *7th* day of *July* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*William Fleming*  
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the Penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *July* in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

Comp ch  
is nicks

Notary Public,  
N. Y. Co

Sworn to before me, this 188 day of

188 by

on the day of

Subpoena, of which the within is a copy, upon

being duly sworn, deposes and says he

State of New York,  
City and County of New York ss;

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.  
If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the court.  
If ill when served, please send timely word to the District Attorney's Office.  
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.



0647

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
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

Court of General Sessions of the Peace.

The People of the State of New York.

To

of No.

Street,

GREETING :

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of *July* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*William Fleming*  
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the Penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *July* in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

2 DC



**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 Fleming*

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

— *William Fleming* —

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

The said

*William Fleming*

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

JOHN R. FELLOWS,

District Attorney

# 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 Fleming*

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

— *William Fleming* —

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

The said *William Fleming*

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

JOHN R. FELLOWS,

District Attorney

0650

**BOX:**

310

**FOLDER:**

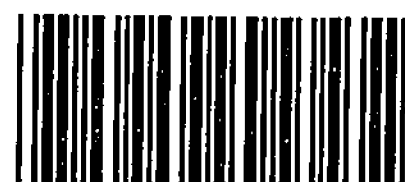
2951

**DESCRIPTION:**

Flint, Gustavis B.

**DATE:**

06/07/88



2951



30.

Witnesses:

Maryann M. Peter.  
Lottie Williams

Counsel,

Filed

Pleads,

7 day of June 1888  
C. H. Kelly (8)

THE PEOPLE

vs.

P

Guantanamo B. Flint,  
the younger.

Grand Larceny in the Second degree.  
(MONEY.)  
(Sec. 528 and 531, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

June 12<sup>th</sup>.  
Grand Jury requested.

A TRUE BILL.

Edmund A. Murray.

Foreman.

June 12<sup>th</sup>  
G.S.B.  
Sane complete  
per.

Police Court— 2 District.

Affidavit—Larceny.

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

Margaret M. Pitcher

of No. 68 W 39th.

Street, aged 29 years,

occupation Boarding House Keeper being duly sworn

deposes and says, that on the 23 day of May 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the nighttime, the following property viz:

One Satchel of the value of one dollar  
containing a pocket book & Purse  
which contained good and lawful

money of the amount and value of  
Nineteen dollars all of the value of  
Twenty six dollars

the property of

Deponent and husband Frank

a Pitcher

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 Gustavus B. Flint (now here)

from the fact that deponent is informed by Lottie  
Williams that she saw said deponent

go in a room in premises No 68 West  
39th Street where said property was  
contained and thereafter went in the

cellar. Deponent says that when she  
returned home she missed said  
property and said Lottie Williams  
informed her about said deponent.

Deponent went down stairs in  
the cellar and found said Satchel  
with said Purse and Pocket book with  
said money being taken therefrom

Deponent further says that she

Subscribed before me, this  
1888 day  
Police Justice.

is further informed by said Lotter Williams  
that said defendant was the only person in  
said room from the time she left  
said premises until she returned  
Wherefore defendant charges  
said defendant with feloniously taking  
stealing and carrying away said  
property as aforesaid

Sworn to before me  
This 24 day of May 1888  
Margaret M. Peters  
Sgt. of 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 1888 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 he to be discharged.  
Dated 1888 Police Justice.

Police Court, District

THE PEOPLE, &c.,  
on the complaint of

vs.

Offence—LARCENY.	
1	
2	
3	
4	

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.



0654

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation Cook of No. 68 W 39

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

Sworn to before me, this 24  
day of May 188

her  
} Lottie X Williams  
mark

Sam'l C. Reilly  
Police Justice.

0655

Sec. 108-200.

2.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.*Gustavus B Flint*

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

Question. What is your name?

Answer.

*Gustavus B Flint*

Question. How old are you?

Answer.

*24 years*

Question. Where were you born?

Answer.

*U S*

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

Answer.

*166 W 32<sup>nd</sup> St**15 mos*

Question. What is your business or profession?

Answer.

*Welder*

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

Answer.

*I am not guilty**G. B. Flint for*

Taken before me this

day of

*Dec*

188

Police Justice.

0656

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

30  
Police Court- 2 190  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Margaret M. Pater  
68 West 39th  
Brooklyn 73 Street

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence Larceny  
Felony

Dated May 24 1888

H. O. Reilly Magistrate.

Officer Kelly

19 Precinct.

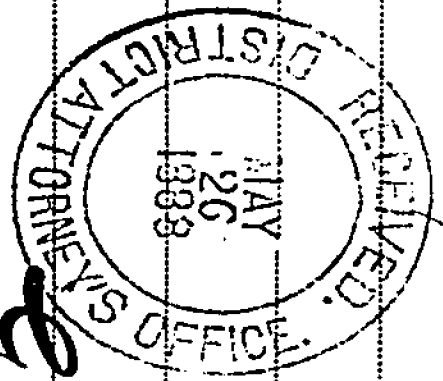
Witnesses Arthur Williams

No. 68 n 39 Street.

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

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

\$1000 TO ANSWER



COMMITTED  
to the City Prison

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

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

Dated May 24 1888 Samuel C. Fuller 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 he 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*  
Gustavus B. Flint,  
*the younger*

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

*Gustavus B. Flint, the younger*  
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

*Gustavus B. Flint, the younger*

late of the City of New York, in the County of New York, aforesaid, on the *twenty third*  
day of *May* in the year of our Lord one thousand eight hundred and eighty-eight  
at the City and County aforesaid, with force and arms, in the *night* time of  
the same day, *one* promissory note for the payment of money, being then  
and there due and unsatisfied (and of the kind known as United States Treasury notes), of  
the denomination of twenty dollars, and of the value of twenty dollars \_\_\_\_\_ ;  
*one* promissory note for the payment of money, being then and there due and  
unsatisfied (and of the kind known as United States Treasury notes), of the denomination of  
ten dollars, and of the value of ten dollars \_\_\_\_\_ ; *three* promissory note § for the  
payment of money, being then and there due and unsatisfied (and of the kind known as United States  
Treasury notes), of the denomination of five dollars, and of the value of five dollars *each* ;  
*nine* promissory note § for the payment of money, being then and there due and unsatisfied  
(and of the kind known as United States Treasury notes), of the denomination of two dollars, and  
of the value of two dollars *each* ; *nineteen* promissory note § for the payment  
of money, being then and there due and unsatisfied (and of the kind known as United States Treasury  
notes), of the denomination of one dollar, and of the value of one dollar *each* ;  
*one* promissory note for the payment of money (and of the kind known as bank notes),  
being then and there due and unsatisfied, of the value of twenty dollars \_\_\_\_\_ ; *one*  
promissory note for the payment of money (and of the kind known as bank notes), being then and  
there due and unsatisfied, of the value of ten dollars \_\_\_\_\_ ; *three* promissory note for the  
payment of money (and of the kind known as bank notes), being then and there due and unsatisfied,  
of the value of five dollars \_\_\_\_\_ ; *one* United States Silver Certificate of the

denomination and value of twenty dollars ——— ; *one* United States Silver Certificate of the denomination and value of ten dollars ——— ; *three* United States Silver Certificate of the denomination and value of five dollars *each* ; *nine* United States Silver Certificate of the denomination and value of two dollars *each* ; *nineteen* United States Silver Certificate of the denomination and value of one dollar *each* ; *one* United States Gold Certificate of the denomination and value of twenty dollars ——— ; *one* United States Gold Certificate of the denomination and value of ten dollars ——— ; *three* United States Gold Certificate of the denomination and value of five dollars *each* ; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *nineteen* dollars, *one* satchel of the value of *one* dollar, *one* pocket book of the value of *three* dollars and *one* purse of the value of *three* dollars,

of the proper moneys, goods, chattels and personal property of one *Margaret M. Fitcher* ——— then and there being found, ——— then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.

0660

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Flynn, Patrick

**DATE:**

06/26/88



2951



Witnesses:

*Off. Powers*

*Y. Prout*

*21st of June*  
Court of Oyer and Terminer

Counsel,

Filed, 26 day of June 1888

Pleads *Mcquilly - June 14th*

THE PEOPLE,

vs.

*July 1st B*

*Patrick Thynn*

Transferred to the Court of Special Sessions for trial and final dis-  
position.

JOHN R. FELLOWS.

District Attorney.

14 June, 89 IND.

Dated Bill.

*Wm. O'Grady*

Foreman.

*over to 1st Monday*

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday.)  
[III Rev. Stat. (7th Edition), Page 1889, Sec. 5.]

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Patrick Flynn*

The Grand Jury of the City and County of New York, by this indictment, accuse *Patrick Flynn* — of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Patrick Flynn* late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *March* in the year of our Lord one thousand eight hundred and eighty-*eight*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

*District Attorney.*

0663

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Fogarty, Michael

**DATE:**

06/08/88



2951

53

Witnesses:

*Officer Crystal*

Counsel,

Filed

day of

*June 8*

Pleads,

*Magistry (111)*

THE PEOPLE

vs.

*Michael Fogarty*

Grand Larceny, 1st Degree.  
(From the Person.)  
[Sections 528, 530 — Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Edward A. Murray*  
*June 17/87.*

Foreman.

*Charles G. Gray*

*Ben 2 yrs. 3 mo. B.M.*



0665

Police Court—

1<sup>st</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No.

occupation

deposes and says, that on the

day of

188

at the City of New

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

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

One Single Cased Watch of the  
Value of Eight dollars

the property of

Deponent

and that this deponent

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

Michael Fogarty (now here)  
for the reasons following, to wit: while  
deponent was standing in a crowd in  
Wall Street near Broadway Street at about  
the hour of seven o'clock P.M. on said date  
looking at a fire deponent felt a tug or pull  
at the chain attached to the aforesaid  
watch worn in the upper left hand side  
pocket of deponent and deponent immediately  
looked down and saw the said defendant  
having said watch in his defendant hand  
deponent seized hold of defendant and  
and take said watch from defendant's hand  
and gave defendant in custody of an  
Officer

Giuseppe Capone  
Mark

Sworn to before me, this

day

188

of New York  
Police Justice

0666

Sec. 198-200.

102  
District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Michael Fogarty* 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* 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. *Michael Fogarty*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *22 Oliver St 6 Months*

Question. What is your business or profession?

Answer. *Tender*

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

Answer. *I am not guilty*  
*Michael Fogarty*

*Read before me this*  
*6/13*  
*1886*  
*John J. [Signature]*  
Clerk of the Court  
Office Justice.

0667

BALIED,  
No. 1, by .....  
Residence ..... Street.  
No. 2, by .....  
Residence ..... Street.  
No. 3, by .....  
Residence ..... Street.  
No. 4, by .....  
Residence ..... Street.

53  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT of

Michael Jackson  
Michael Jackson  
Offence. Larceny from the person

Dated June 6<sup>th</sup> 188

Magistrate.  
No. 3, by .....  
Residence ..... Street.

Magistrate.  
No. 4, by .....  
Residence ..... Street.

Magistrate.  
No. 5, by .....  
Residence ..... Street.

Magistrate.  
No. 6, by .....  
Residence ..... Street.

Magistrate.  
No. 7, by .....  
Residence ..... Street.

Magistrate.  
No. 8, by .....  
Residence ..... Street.

No. 9, by .....  
Residence ..... Street.

No. 10, by .....  
Residence ..... Street.

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

Defendant  
Guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated June 6<sup>th</sup> 188 Solomon B. Smith Police Justice.

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

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

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

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



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Michael Scoggin*

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

*Michael Scoggin* —  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

*Michael Scoggin*

late of the City of New York, in the County of New York aforesaid, on the *14th*  
day of *June*, in the year of our Lord one thousand eight hundred and  
eighty-*eight*, in the *month* time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the value of*  
*eight dollars.*

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

*John D. Hellows,*

*District Attorney*



0669

**BOX:**

310

**FOLDER:**

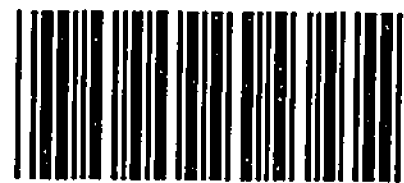
2951

**DESCRIPTION:**

Foley, Michael

**DATE:**

06/25/88



2951

0670

**BOX:**

310

**FOLDER:**

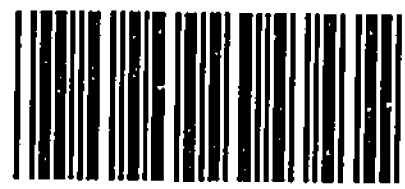
2951

**DESCRIPTION:**

Gillen, James

**DATE:**

06/25/88



2951

0671

**BOX:**

310

**FOLDER:**

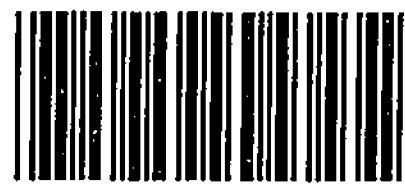
2951

**DESCRIPTION:**

Gillen, James

**DATE:**

06/25/88



2951

POOR QUALITY  
ORIGINAL

233

Witnesses:

*Officer Jackson*

Counsel,

Filed *25* day of *June* 188*8*  
Pleads, *Guilty*

THE PEOPLE

vs.

*Michael Foley*  
and *James Gillen*

*Burglary in the Third degree.*  
*Michael Foley*  
*James Gillen*

[Section 498.506, 528 and 531.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Edmund A. Barry*

*June 26/88 Foreman.*

*(Both)*

*Michael Foley*

*Elmira Ref. P.M.*



Witnesses:

*Officer Harkins*

Counsel,

Filed *25* day of *June* 188*8*  
Pleads,

THE PEOPLE

vs.

*Burglary in the Third degree.*

*Michael Foley*  
*(Caret)*

JOHN R. FELLOWS,

*District Attorney.*

**A True Bill.**

*Edmund Anthony*

*Foreman.*

*Sentenced on and*  
*indict. P.B.M.*

0673

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Michael E. Day*

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

*Michael E. Day*

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

The said

*Michael E. Day*

late of the *South Street* Ward of the City of New York, in the County of New York, aforesaid, on the *seventeenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *shop* of one

*Joseph S. Gardner*

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

*Joseph S. Gardner*

in the said *shop* 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.

*John H. Kellam*  
*District Attorney*

Police Court, 2nd District.

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

of No. 168 Centre Street, aged 25 years,

occupation Gas Fitter being duly sworn

deposes and says, that the premises No 168 Centre Street,  
in the City and County aforesaid, the said being a brick building

and which was occupied by deponent as a Trunk Shop -  
and in which there was at the time a human being, by name Bernard  
Larkin

were BURGLARIOUSLY entered by means of forcibly

the skylight leading from the  
top of said premises to said  
Trunk Shop.

on the 17 day of June 1888 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of Gas Fittings  
of the Value of One hundred  
Dollars -

the property of Joseph Barker in deponent's care and charge

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  
Michael Riley - (where)

for the reasons following, to wit: That deponent is informed  
by Officer Bernard Larkin that  
on about the year of Six O'clock A.M.  
on said date he caught the said  
Riley in said premises and found that  
the skylight of said premises had been  
freely opened.

Robert J. Barker

This case is being heard on 17th June 1888 at 10 o'clock A.M. in the Police Court, 2nd District.



0676

CITY AND COUNTY }  
OF NEW YORK, } ss.

27  
30  
aged 30 years, occupation Police Officer of No. 60  
Prison Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Arthur Benson  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

183

June 18  
Bernard Larkin

W. H. Smith

Police Justice.



0677

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Michael Foley*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *New York.*

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

Answer. *203 Grand St. 4 months*

Question. What is your business or profession?

Answer. *Cooperator*

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

Answer. *I am not guilty of the  
Charge*

*Michael Foley*

Taken before me this

day of

188

Police Justice.

0678

BAILLED,  
No. 1, by .....  
Residence ..... Street.  
No. 2, by .....  
Residence ..... Street.  
No. 3, by .....  
Residence ..... Street.  
No. 4, by .....  
Residence ..... Street.

232 919  
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles J. Smith  
716 8<sup>th</sup> Avenue  
Michael. Foley

Offence

Dated 188

James F. State Magistrate.

Witness

No. 1, by .....  
Residence ..... Street.

No. 2, by .....  
Residence ..... Street.

No. 3, by .....  
Residence ..... Street.

No. 4, by .....  
Residence ..... Street.

No. 5, by .....  
Residence ..... Street.

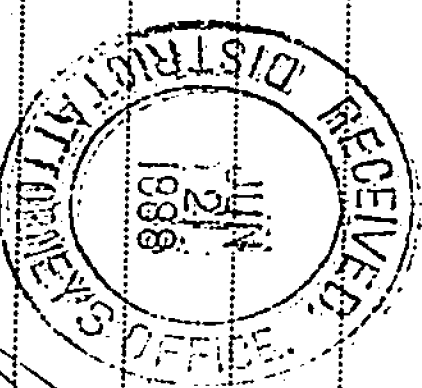
No. 6, by .....  
Residence ..... Street.

No. 7, by .....  
Residence ..... Street.

No. 8, by .....  
Residence ..... Street.

No. 9, by .....  
Residence ..... Street.

No. 10, by .....  
Residence ..... Street.



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

Michael. Foley

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 188 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.

0679

Michael Foley  
Age 19  
Born N.Y.C.  
Capt Printer  
Res 203 Grand  
Single  
Parents Living  
Res 203 Grand

Jay Gallen  
Age 17  
Born N.Y.C.  
Capt ———  
Res 141 Mott  
Single  
Parents Living  
Res 141 Mott St  
—————



0680

Police Court— District.

City and County } ss.:  
of New York,

of No.

occupation

deposes and says, that the premises No

in the City and County aforesaid, the said being a

and which was occupied by deponent as a

and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly

the night, leaving from the roof  
of said premises to said premises  
which shop

on the

day of

1888

in the

night

time, and the

following property feloniously taken, stolen, and carried away, viz:

A quantity of Lead of the  
Value of Ten dollars - And a  
quantity of Brass Castings of the  
Value of Twenty dollars - all being of  
the Value of thirty dollars -

the property of Joseph S. Barker - and in deponent's care  
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

Michael Foley & James Sullivan  
both now present

for the reasons following, to wit:

That on the 14th day of  
June 1888. deponent discovered that  
said premises had been Burglariously  
entered as aforesaid and the said  
property both stolen and carried  
away and that the said William  
admitted any confession in deponent's  
presence. That he is Company with  
the said Foley and Sullivan premises



as aggressor and did not slant  
and carry away said property -  
Dyment is informed by Officer -  
Bernard Laskin that he arrested  
the said Foley and Gilman and  
that said defendants admitted  
and confessed. When that they  
had been in said premises  
Dyment therefore prays that  
the said defendants may be held  
to answer the same

Giving the foregoing, Herbert J. Barker  
this 18<sup>th</sup> day of June 1888

*M. A. Barker*  
Police Justice

*Herbert J. Barker*

Police Court — District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0682

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 24 years, occupation Police Officer of No. 61st Avenue

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Arthur Barker

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

Sworn to before me, this 18

day of June 1883

Bernard Larkin

W. H. [Signature]

Police Justice.

0683

Sec. 198-200.

## District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael 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 see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *Michael Foley* —

Question. How old are you?

Answer. *19 Years* —

Question. Where were you born?

Answer. *New York*

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

Answer. *203 Chambers - 4 months*

Question. What is your business or profession?

Answer. *Inspector*

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

Answer. *I am not guilty of the charge**Michael Foley*

Taken before me this

day of

188

Police Justice.



0684

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*James Cullen* 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. *James Cullen*

Question. How old are you?

Answer. *17 Years -*

Question. Where were you born?

Answer. *New York -*

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

Answer. *141. Mott Street 4 Years -*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I am - guilty of the charge -*  
*I was in the Place with Foley -*

*James Cullen*

Taken before me this

day of

Police Justice.



0685

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

213  
Police Court  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael J. Burke  
2168 1st Avenue  
Michael J. Burke  
James Sullivan  
Offence

Dated June 18 188

Justice Magistrate

Officer

WITNESSES

No. 1, by

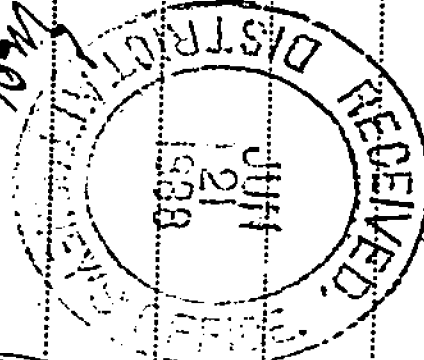
Residence

No. 2, by

Residence

No. 3, by

Residence



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

Michael J. Burke & James Sullivan

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

Dated June 18 188 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.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Michael E. Day and  
James F. Fadden*

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

*Michael E. Day and James F. Fadden*

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

The said *Michael E. Day and James*

*Fadden, both* —

late of the *South* Ward of the City of New York, in the County of New York, aforesaid, on the *thirteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *shop* of one

*Joseph S. Barber.* —

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

*Joseph S. Barber.* —

in the said *shop* 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

*Michael Foley and James Fadden*

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

The said *Michael Foley and James Fadden, both* —

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 the said day, with force and arms,

*one hundred pounds of lead of the value of ten cents and more, and a quantity of brass piping (of a number and description to the Fraudulent person mentioned) of the value of twenty dollars.*

of the goods, chattels and personal property of one

*Joseph S. Barker.*

in the *shop* of the said

*Joseph S. Barker.*

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

*John H. Bellows,*  
*Prosecutor*

0688

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Fox, Edward

**DATE:**

06/28/88



2951



Witnesses:

Herman D Schumacher

Officer Dein

Harold Comstock

*[Signature]*

991 B.S. X

Counsel,

Filed 28

day of June 1888

Pleads, Not Guilty (29)

THE PEOPLE

vs.

Edward Fox

Burglary in the Third degree.

Count 34

JOHN R. FELLOWS,

District Attorney.

*[Signature]* Pleads Guilty.

16

A True Bill.

July 25/88

Edmund Arthur Gray

Foreman.

Offspring born at 441. 10/1

*[Signature]* 2. 10/11/88

W. A. Gray

0690

Police Court— District.

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

Herman D. Schnaars  
 of No. 500 Ninth Avenue Street, aged 37 years,  
 occupation Grocer being duly sworn  
 deposes and says, that the premises No. 500 9th Avenue Street,  
 in the City and County aforesaid, the said being a five story tenement

and which was occupied by deponent as a store on the ground floor  
 and in which there was at the time a human being, by name Herman Meyer  
attempted to be  
 were BURGLARIOUSLY entered by means of forcibly entering the  
said premises through a fan light over  
the front door.

on the 19 day of June 1888 in the night time, and the  
 following property feloniously taken, stolen, and carried away, viz:

A quantity of  
groceries of the value of one thousand  
dollars. (\$1000)

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 attempted to be taken, stolen, and carried away by

Edward Fox (nowhere) and  
a confederate, not arrested,  
 for the reasons following, to wit: Deponent is informed by  
Policeman John Dein of the 20th  
precinct (now here) that he saw the confederate  
at said time in the act of attempting to  
enter the said store by the said fanlight  
and the defendant stood by and ran off  
when the said officer approached

SWORN TO BEFORE ME

THIS 19 DAY OF June 1888

Police Justice  
 POLICE JUSTICE.

Herman D. Schnaars

0691

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 30 years, occupation John Dein  
Policeman of No.

20th Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Herman D. Schuurs  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

19  
June 1884

John J. Dein

John J. Gorman  
Police Justice.



0692

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Edward Fox*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*US.*

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

Answer.

*Fourth St., 217 East 3 years*

Question. What is your business or profession?

Answer.

*Foundry -*

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

Answer.

*I did not intend to commit any burglary*

*Edward Fox*

Taken before me this

*15*

day of

*June*

*1888*

*John J. Horner*

Police Justice.



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

vs.

The People

vs.

Edmond Fox

{ Court of General Sessions, Part I  
Before Recorder Smyth.

Thursday, September 6, 1888.

Indictment for burglary in the third degree.

John J. Deim sworn and examined, testified. You are an officer of the municipal police of this city? Yes sir. Do you remember the 19<sup>th</sup> of June of this year? Yes sir. Were you on post that night and did you see the defendant that night? Yes sir. About what time? Half past two o'clock in the morning. Whereabouts? Corner of Thirty eighth St. and Ninth Avenue. What is the number of the place do you remember? I do not remember the number. Which corner? On the south east corner. What is on the corner? A grocery store. Whose grocery store? Herman Schware. What was he doing? There was another lad with him; he had his head through the fan light and this man (the defendant) was standing underneath, and he must have told him, for the other lad dropped, and as soon as he dropped both started to run, I ran after him and rapped my club, I caught this one about half a block off. What did this other man stand on? A kind of screen. How far from him was the defendant? Right underneath him. What did the defendant say? I asked him, what are

you trying to do - trying to get in? He says, "the other fellow brought me over here, I did not know what he wanted with me. He told me the name of the boy that was with him. Was that all the conversation you had with him? That is all. This was in the twentieth ward of this city? Yes sir. Cross Examined. How high from the ground is the fan light? I should judge about eight feet. What was he standing on - the other person? A kind of a screen at the door. How wide is this fan light? I should judge about four feet. How high is it? About eight feet. Eight feet high? Yes sir. Is it large enough for a man's body for a man to get in there? Yes, for this man that was there - he was rather thin. Large enough to have the rest of his body in? Yes. Was there a glass there? No sir, the fan light was down. Could you get into the store by going through the fan light? Yes sir. Was any one inside the door? No sir. This was a grocery store? Yes sir. Was the other man trying to get in or was he standing there? He had his head through the fan light. Was there a light near there officer? Yes sir. How far from there? Right on the opposite corner. On this side of the Avenue? No, on the other corner. How far



were you away from them when you first saw them? On the opposite side of the avenue, the other corner. How many feet or yards? I should judge about forty feet or so. Is the avenue only forty feet wide? That is all from one corner to the other, I do not think it is much more from sidewalk to sidewalk. His back was towards me. Could you see them very distinctly and plainly? Yes. By the light which was across the street or on the opposite corner? Yes. How long did you watch them there? I just came along and this lad seen me. I did not stop no time to watch because they would not give me a chance. How far was this screen from the fan light? That he was standing on? The screen was I should judge about four feet from the fan light. About four feet? Yes. Was there any means by which he could have climbed in the fan light? Certainly. He was on the top of the screen and had his head in, so all he would have to do was to crawl in. His head up to his neck was in; the defendant told me the name of the other boy was John Ketter. I did not know his name, I did not catch him; there was no use of running after the other fellow, I caught this one. There was no breaking at all; the fan light is directly



over the entrance in front of the store door; it swings up. How much of it was raised up when you noticed it? It was very near straight. Had it been left that way when the store was closed? Yes; then the party who was trying to get in did not break anything, did not raise this fan light or move anything? No sir: the door was glass and there was a wire screen in front I should judge about four feet from the ground.

Herman S. Schmare sworn and examined testified. I am a grocer. Where do you carry on business? No 500 Ninth Avenue, corner of Thirty Eighth St. I own the store for the last sixteen years. I don't remember the day when this happened. What time did you shut up your store that night? About nine o'clock. I did not close the fan light; summer time I leave it open, there is bars on it. I had a stock of groceries in the store. There are three or four bars on the fan light; anybody standing in front could get their head between the bars. I think the defendant could go through the bars.

A juror was withdrawn and the defendant pleaded guilty to the indictment. He was remanded for sentence.

Testimony in the  
case of  
Edward Fox

Filed June  
1888.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward Fox*

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

*Edward Fox of the crime of attempting to commit —*

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

The said *Edward Fox*.

late of the *Twentieth* Ward of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-eight, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Store* of one

*Herman D. Schmaars.*

*attempt to* 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

*Herman D. Schmaars.*

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.

*John R. Kellom*  
*District Attorney*

0700

**BOX:**

310

**FOLDER:**

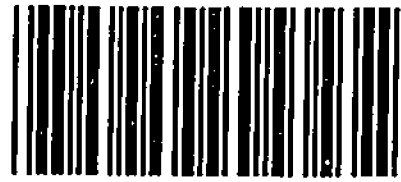
2951

**DESCRIPTION:**

Fox, John E.

**DATE:**

06/28/88



2951



267  
Court of Oyer and Terminer

Witnesses:

Wm Collins  
2nd Pre

Counsel,  
Filed, 28 day of Dec 1888  
Pleads, *Guilty* Dec 10

THE PEOPLE,

vs.

*John E. Fox*

Violation of Excise Law.  
(Selling without License.)  
III, R. S. (7th Ed), page 1081, § 13,  
and Laws of 1883, Chap. 340, § 5j.

JOHN R. FELLOWS.

District Attorney.

Part II December 12, 1888.  
Complaint returned to Sheriff  
A True Bill.

*Samuel W. Stanley*  
Foreman.

Transferred to the Court of Special  
Sessions for trial and final dis-  
position.

Dated.....188....

Court of Oyer and Terminer  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*John E. Fox*

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

III. Revised  
Statutes. (7th  
edition) p. 1081,  
section 13.

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES  
WITHOUT A LICENSE, committed as follows:

The said

*John E. Fox*

late of the City of New York, in the County of New York aforesaid, on the *second*  
day of *July* in the year of our Lord one thousand eight hundred and  
eighty-*six*, at the City and County aforesaid, certain strong and spirituous  
liquors, and certain wines 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, in  
quantity less than five gallons at a time, to

*one Edward Collins and to*  
certain *other* persons whose names are to the Grand Jury aforesaid unknown, without  
having a license therefor, as required by law, contrary to the form of the Statute in such case  
made and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT—

(Laws of 1883,  
chapter 840 sec-  
tion 5)

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

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND  
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

*John E. Fox*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, and at the premises there situate, known as  
*and on a certain vessel and barge, with the barge called*  
*the Walter Sanders, lying and being there, in the waters of the Hudson River*  
certain strong and spirituous liquors, and certain ales, wines 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 Edward Collins and to*  
certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be  
drank upon the premises aforesaid, without having a license therefor, as required by law,  
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.

(Laws of 1883,  
chapter 340 sec-  
tion 5.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*John E. Fox*  
of the CRIME of GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,  
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed  
as follows:

The said

*John E. Fox*  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, and at the premises there situate, ~~known as~~ *on board of a certain vessel and barge, known as the barge*  
~~number~~ *Walter Sands, lying and being there, in the waters of the Hudson River*  
certain strong and spirituous liquors, and certain ales, wine 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 give away to

certain persons whose names are to the Grand Jury aforesaid unknown, to be  
drank upon the premises aforesaid, without having a license therefor, as required by law,  
against the form of the Statute in such case made and provided, and against the peace of  
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0704

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Frieberg, Benny

**DATE:**

06/07/88



2951



Witnesses:

*Maria Wiener*

*44*

Counsel, *Blake*  
Filed *7* day of *June* 188*8*  
Pleads, *Indigently (p)*

Grand Larceny/Second degree.  
[Sections 528, 531, Penal Code].

THE PEOPLE

vs.

*P*

*Benny Frieberg*

*[Signature]*

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Edmund A. Howard*

Foreman.

*June 13/88.*

*[Signature]*  
*Plead Guilty*  
*Sentence suspended*  
*June 14/88 B.M.*

*16*

0706

Police Court—

District.

Affidavit—Larceny.

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

*3<sup>rd</sup>*  
 of No. *30 Market* Street, aged *46* years,  
 occupation *Sailor* being duly sworn  
 deposes and says, that on the *1<sup>st</sup>* day of *June* 188*8* 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 :

*four (4) Over-Coats, in all  
 of the value of Fifty Dollars*

the property of *Moss, Goldstein & Co. and  
 in care and charge of deponent,*

and that this deponent  
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
 and carried away by *Benny Frieberg, now  
 here, and another man whose  
 true name is unknown to this  
 deponent, from the fact that  
 said deponent then worked  
 for deponent at 30 Market Street,  
 and had access to said property.  
 That said deponent had the  
 annexed paper ticket in his  
 possession on the 1<sup>st</sup> day of June  
 instant— as deponent is informed  
 by *Mr. Crouch, here present,*  
 and deponent thereafter went  
 to the prison ship and there  
 and there identified the four  
 coats represented by said name*

of

Subscribed before me this

188*8*

Police Justice

0707

ticked as being the four coats  
so stolen from deponent.

Shewn & before me this } were then  
3<sup>rd</sup> day of June 1888

J. M. Parsons Police Justice

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District, OFFENCE—LARCENY.

THE PEOPLE, &c.,  
on the complaint of

1. 2. 3. 4.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

\$ to answer Sessions.



0708

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 19 years, occupation Sailor of No. 50 Delancey Street, being duly sworn deposes and

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

Sworn to before me, this 3<sup>rd</sup> day of June 1888 by Me Croutch

Wm Patterson  
Police Justice.



0709

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 19 years, occupation Sailor of No. 50 Delancey Street, being duly sworn deposes and

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

Sworn to before me, this 3rd  
day of June 1888 by Me Crutch

Wm Platt  
Police Justice.

0710

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Benny Friedberg* 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. *Benny Friedberg*

Question. How old are you?

Answer. *17 years of age*

Question. Where were you born?

Answer. *Russia Poland*

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

Answer. *156 Ridge St., 5 months*

Question. What is your business or profession?

Answer. *Sailor*

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 the charge.*  
*Benny X Friedberg*  
*Maur*

Taken before me this

3<sup>rd</sup>

day of

188

*W. J. Sullivan*

Police Justice.

0711

44  
Police Court 3  
District 828

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary O'Brien  
30 West 4th St  
Benny Frickberg

Offence Larceny  
felony

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

June 3rd 1888

Magistrate

Officer

11 Precinct

Witnesses

No.

to answer

No.

Street

No.

Street

No.

Street

Grand

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

Benny Frickberg

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$200 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated June 3rd 1888 J. M. Patterson 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.

07 12

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Benny Friedman*

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

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

The said *Benny Friedman*

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

*your overcoat of the value of twelve dollars and fifty cents each.*

of the goods, chattels and personal property of one *Morris Wiener* —

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

*John R. Telleam*  
*District Attorney*



0713

**BOX:**

310

**FOLDER:**

2951

**DESCRIPTION:**

Friedrichsen, Waldewar

**DATE:**

06/18/88



2951

WITNESSES:

*Officer Sheraton*

Counsel,

Filed

day of June 1888

Pleads

*Guilty - 19*

THE PEOPLE,

vs.

*B*

*Waldemar Friedrichsen*

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and  
page 1989, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

*For rec 2/88  
transferred to Ct by S.S. for trial  
by Court.*

A True Bill.

*John and Abby*  
Foreman

0715

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Waldemar Friedrichsen*

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

*Waldemar Friedrichsen*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said *Waldemar Friedrichsen*

late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *November* in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*James Cheulin*  
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.

SECOND COUNT—

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

*Waldemar Friedrichsen*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Waldemar Friedrichsen*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.

07 16

**BOX:**

310

**FOLDER:**

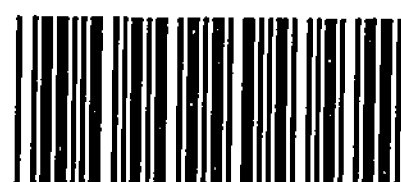
2951

**DESCRIPTION:**

Fuller, Henry E.

**DATE:**

06/15/88



2951



*100*  
*13th March 1888*  
*H. A. H.*  
Counsel,  
Filed *15* day of *June* 1888  
Plends *Chitiquity* (14)  
THE PEOPLE  
vs. *[Signature]*  
*Henry E. Dulles*  
*Corred by Court*  
*John R. Fellows*  
*Summended June 15-88*  
*District Attorney.*  
*Edmund A. Murray*  
*Foreman*  
*Left arch on his*  
*own Recd*  
*Sept 27/88*

*Witnesses:*  
*Amie Pond*  
*Officer Hayld*  
*C. Kanze*  
*Barfand*  
*13000 - Sept 13/88*  
*[Signature]*

0718

Police Court—2<sup>d</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }of No. 114 West 37<sup>th</sup> Avenue Pond  
Street, aged 40 years,  
occupation House-keeper being duly sworndeposes and says, that on the 5<sup>th</sup> day of June 1888 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property viz:

One pair of Diamond Ear-rings  
of the value of Five Hundred  
and Fifty <sup>00</sup>/<sub>100</sub> Dollars —  
(\$550.<sup>00</sup>/<sub>100</sub>)

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 Henry E. Fuller (now here)

with the intent to deprive the true owner  
of said property from the fact that  
previous to said Larceny the said property  
was on a stand in deponent's sleeping  
apartment in said premises and  
said defendant came into said  
apartment to sell deponent a picture,  
and deponent left said apartment  
and no other person was in said  
apartment except said defendant and  
deponent and immediately after  
said defendant's departure from  
said apartment deponent missed  
said property. — Deponent

of  
188  
Police Justice

0719

therefore charges said Henry E Fuller  
with having committed the said  
Larceny and asks that he may be  
dealt with as the law may direct.  
Sworn to before me this  
7<sup>th</sup> day of June 1888

James P. Ford  
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 1888  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

vs.

1  
2  
3  
4

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.



0720

Sec. 108-200.

## District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.*Henry G. Fuller*

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.

*Henry G. Fuller*

Question. How old are you?

Answer.

*41 years*

Question. Where were you born?

Answer.

*Rochester Massachusetts*

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

Answer.

*No 44 Ugelino Street, Brooklyn, about 7 months*

Question. What is your business or profession?

Answer.

*Agent*

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

Answer.

*I am not guilty*  
*H. G. Fuller*

Taken before me this

day of *June* 188*4**Edmund*  
Police Justice.



0721

June 19-88,  
New York  
by  
BAILED,  
No. 1, by  
Residence  
No. 2, by  
Residence  
No. 3, by  
Residence  
No. 4, by  
Residence  
No. 5, by  
Residence  
No. 6, by  
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No. 7, by  
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No. 8, by  
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No. 96, by  
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No. 97, by  
Residence  
No. 98, by  
Residence  
No. 99, by  
Residence  
No. 100, by  
Residence

120  
Police Court-- 2869  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
JAMES J. FOLEY  
114 West 32nd St  
New York  
Offence  
Larceny  
Felony

Dated June 7, 1888  
Magistrate.

Officer.  
Precinct.

Witnesses  
No. 39  
Street.

No. 40  
Street.

No. 41  
Street.

No. 42  
Street.

No. 43  
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 June 7, 1888 Police Justice.

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

Dated June 7, 1888 Police Justice.

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

Dated 1888 Police Justice.

0722

**Grand Jury Room.**

---

PEOPLE,

vs.

*John Wilson*

*officer*  
*John F. Donohue,*  
*5th Prec.*

*Thomas Duckerton*  
*on board of steamer*  
*Minerva*  
*Anchor Line*  
*Brooklyn.*

*to see me*  
*Thursday Sept 21 - At*  
*11 am.*

*Wm Donahue*

072

Grand Jury Room.

---

PEOPLE,

vs.

John Wilson

opposed  
John F. Donohue,  
5th Prec.

Thomas Duckerton  
on board of steamer  
Minacria  
Anchor Line  
Brooklyn.

to see me  
Thursday Sept 21 - 11  
11 am.

Wm. Donahue



0724

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
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

Court of General Sessions of the Peace.

The People of the State of New York.

To Amie Pond

of No. 114 - West 32nd Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 25 day of September instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Henry G. Fuller

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of September in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*



0725

## Court of General Sessions.

THE PEOPLE

vs.

Henry G. Fuller.

City and County of New York, ss.

sworn, deposes and says: I reside at No.

3 Bank

being duly

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the

City and County of New York. On the 21<sup>st</sup> day of Sept 1888,I called at 114 West 32<sup>nd</sup> St

the alleged residence

of Annie Pond

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

the  
house keeper that the said Annie Pond  
does reside at that address, but at present  
she is in Boston, and is expected to return  
before the 1<sup>st</sup> of October 1888

Sworn to before me, this

24

day

of

Sept

1888

Wm. H. Conger  
Notary Public  
N.Y.C.

John H. Reilly  
Subpoena Server

Court of General Sessions.

THE PEOPLE, on the Complaint of

Annie Pond

vs.

Harry G. Fuller

Offence:

JOHN R. FELLOWS,  
District Attorney.

Affidavit of

John H. Kelly

Subpoena Server.

Failure to Find Witness.

0726

0727

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
If this Subpcna is disobeyed, an attachment will immediately issue.  
Bring this Subpcna 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.]

**SUBPCNA**

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To

of No.

*Amie Pond*  
*114 West 32* Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *25* day of *Sept* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*Henry C. Fuller*  
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *Sept* in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

0728

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.  
If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.  
If ill, when served, please send timely word to the District Attorney's Office.  
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

being duly sworn, deposes and says he:

Subpoena, of which the within is a copy upon

on the day of

188 , by

Sworn to before me, this day of 188

Notary Public

THE PEOPLE

vs.

Thomas X. Miller

City and County of New York, ss :

Thomas X. Hayes being duly sworn, deposes and says: I reside at No. 273 West 75th Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the 24th day of September 1888, I called at the house of Annie Pond at number 114 West 32nd Street in this city the alleged residence of the said Annie who is the complainant herein, to serve her with the annexed subpoena, and was informed by a woman named Annie whose last name I do not know that the said Annie Pond had left the city, and her whereabouts were unknown. The house where she resides is a reputed house of prostitution.

Sworn to before me, this 25th day of September 1888

W. H. Van Gorp  
Notary Public  
72 7 25

Thomas J. Hayes



Court of General Sessions.

THE PEOPLE, on the Complaint of

*Amie Pond*

vs.

*Henry G. Fuller*

Offence:

JOHN R. FELLOWS,  
District Attorney.

Affidavit of

*Officer Thos. G. Hayes*

*Subscribed & sworn to  
19th Decr.*

Failure to Find Witness.

0729

To the District Attorney of the City  
and County of New York.

The People vs. W. C. Fuller.  
for Larceny.

Dear Sir,

You will please take notice that at  
my request this case was put on to-day's calendar  
before His Honor the Recorder.

The case was called by District Attorney  
Leome, but the complainant, who keeps a house of  
prostitution on 32<sup>nd</sup> Street failed to appear.

District Attorney Leome then set the case  
down for the 25<sup>th</sup>.

You will please take notice that on the opening  
of the Court on the 25<sup>th</sup> day of September ~~inst.~~ at 11.0 a.m.,  
before His Honor the Recorder, I shall respectfully  
insist that the Trial men proceed on the prisoner  
be discharged.

Dated this 20<sup>th</sup> day of September 1888.

Yours respectfully  
Wm. J. Howe

0731

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

.....being duly  
sworn, says that he resides at No. ....Street, in the City of  
New York, that he is.....years of age; that on the.....day of.....  
18....., at Number.....in the City of  
New York, he served the within.....on.....  
the.....by leaving a copy thereof with.....  
.....  
.....

Sworn to before me this  
day of ..... 18 }  
.....

N. D. General Sessions

The People &c

Plaintiff,

against

Wm. C. Fuller

Defendant.

Notice of Motion.

HOWE & HUMMEL,

Attorneys for defendant

87 & 89 CENTRE ST., New York City.

Due and timely service of cop of the within  
hereby admitted  
this . . . day of . . . 18 . . .

Attorney.

To Wm. J. R. Hendon.

Witness my

City of New York.

073  
"Bridgeport - Conn."  
Sept - 22<sup>nd</sup> - 1885.

Hon. John M. Fellows  
District Attorney

I am the "prosecuting"  
witness in the case of  
the people - against -  
"Henry L. Fuller," and  
as I am now treated  
"permanently" in this  
town, and able to lose  
the "property" stolen;  
from me; but unable  
to spend any further  
time in this matter



"I desire to withdraw  
any complaint"  
hoping you will consent  
to same"

I remain  
Yours. Respectfully -  
Annie Bond

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0734

Sec. 568.

District Police Court.

UNDERTAKING TO ANSWER—

SESSIONS.

CITY AND COUNTY OF NEW YORK, { ss.

An order having been made on the 14th day of June 1888 by J. Henry Bond Esq. a Police Justice of the City of New York. That Henry C. Fuller be held to answer upon a charge of Larceny felony

upon which he has been duly admitted to bail, in the sum of five Hundred Dollars.

We, Henry C. Fuller Defendant of No. Brooklyn

Street; Occupation, Agent.

No. of 31 + 33 Broadway

Street;

Occupation General Agent. Little Rock N.Y. Surety, hereby undertake jointly and severally

that the above named defendant shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum of five Hundred Dollars.

Taken and acknowledged before me this 14th day of June 1888

J. Henry Bond POLICE JUSTICE.

Henry C. Fuller  
Emil Lindberg

0735

CITY AND COUNTY } ss.  
OF NEW YORK,

Sworn to before me this  
day of June 1888  
Police Justice.

the within named Bail and Surety being duly sworn, says that he is a resident and  
holder within the County and State, and is worth five Hundred Dollars,

exclusive of property exempt from execution and over and above the amount of all his debts and liabilities,

and that his property consists of two houses and lots of land  
nos. 30 and 36 Vigilius St. Brooklyn,  
Long Island. worth \$14,000 subject  
to a mortgage of \$9,000

Emil Lindberg

New York Sessions.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Undertaking to Answer

Henry G. Fuller

Taken the day of 1888

Justice.

Filed 11 day of June 1888

The People

vs

Fuller.

Lizzie Williams was Mrs Ponds  
maid of all work & will identify  
the defendant as the man who  
let in at the door the day the  
diamonds were stolen & will prove  
he was the only person admitted  
that night. Mrs Ponds resides at  
114 - W 32 St. Defendant



The People

vs

Filler

Lizzie Williams was Mrs Ponds  
 maid of all work & will identify  
 the defendant as the man who  
 let in at the door the day the  
 diamonds were stolen & will prove  
 he was the only person admitted  
 that night. Mrs Ponds resides at  
 114 - W 32 St. Defendant

0738

At a Court of General Sessions in and for the  
City and County of New York, on the  
19<sup>th</sup> day of June. A.D. 1888.

Present,

Hon. Randolph B. Martine  
Judge General Sessions

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry E. Fuller

Application having been made to this Court  
by the above named Defendant to be admitted to bail,  
on a charge of Fraud Larceny

under which he was, on the 18<sup>th</sup> day of  
June 1888, duly committed to the custody  
of the Keeper of the City Prison, and the District  
Attorney waiving notice and consenting thereto;

It is Ordered, that the said Henry E.  
Fuller be admitted to bail in the sum of  
Two Hundred Dollars,  
and that said bail may be taken before any Judge of  
this Court or Justice of the Supreme Court.

I hereby concur to the entry  
of the foregoing order.

New York June 19<sup>th</sup> 1888

Vernon M. Davis  
Act District Attorney.

Randolph B. Martine  
Judge General Sessions

THE PEOPLE OF THE STATE OF NEW YORK

against

*James E. Fuller*

Order Admitting Defendant to Bail.

JOHN R. FELLOWS

~~DANIEL G. COLLINS~~

*District Attorney.*

0739

0740

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

An indictment having been found on the Fifteenth  
day of June — 1888, in the Court of General Sessions  
of the City and County of New York, charging Henry E.  
Fuller — with the crime of Breach.

Larney \_\_\_\_\_, and he having been duly  
admitted to bail in the sum of Ten \_\_\_\_\_  
hundred dollars: &c.

hundred dollars:—  
We, Henry E. Fuller, defendant,  
residing at No. 44 Vigelines Street, Brooklyn  
and Emil Lindburg residing at  
No. 314 33 Broadway Street,  
New York City, surety, hereby jointly and severally  
undertake that the above-named Henry E. Fuller  
shall appear and answer the indictment above mentioned, in whatever Court it  
may be prosecuted, and shall at all times render himself amenable to the  
orders and process of the Court; and, if convicted, shall appear for judgment,  
and render himself in execution thereof; or, if he fail to perform either of  
these conditions, that we will pay to the people of the State of New  
York, the sum of Ten hundred dollars.

Taken and acknowledged before me this  
19<sup>th</sup> day of June 1888 } Henry D. Fuller, Municipal.  
Emie Lister, Surety.

Randolph B. Martinez

Judge General Sessions



And we, the undersigned, Principal and Surety in the annexed Recognizance, do hereby Stipulate, Agree and Consent, That in case said Recognizance shall be forfeited, that a copy of the order of the Court forfeiting the same, together with this Recognizance, be filed in the office of the Clerk of the City and County of New York, and that judgment may be entered for the several sums set forth in said Recognizance, and that execution issue forthwith thereon according to law.

Witness *Wm H von Gerichten*

*Henry P. Miller* Principal

*Emil Lindberg* Surety

State of New York, City and County of New York, ss:

*Emil Lindberg*  
The above-named surety, being duly sworn, deposes and says, that he is a resident, and a free holder within the said City, County and State; that he is worth the sum of Ten Thousand, five hundred dollars, exclusive of property exempt from execution.

Sworn to before me, this 19<sup>th</sup> day  
of June 1888.

*Emil Lindberg*

*Randolph B. Martine*

*Judge General Sessions*

0742

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

*Emil Lindberg*  
of No. *314 33 Broadway* Street, the Surety named in the annexed  
Recognizance, being duly sworn, deposes and says that he owns in his own right real estate in the  
City of Brooklyn consisting of *Four Houses*  
and lots known as Nos. *30, 32,*  
*34. and 36 Vigeliuss St. Brooklyn*

and that the same is of the value of not less than *Twenty-seven thousand five hundred*  
Dollars, and is subject to no incumbrance except a mortgage of *seventeen thousand*  
*dollars*

~~and that he owns personal estate in the~~  
~~and that its value is not less than~~  
~~that it consists of~~

Dollars.

~~and that it is subject to no incumbrance~~

and that there are no unsatisfied judgments or executions against him, and that he is under no recog-  
nizance

and that he is worth in good property not less than *Ten thousand five hundred*  
Dollars over and above all debts, liabilities and lawful claims against him, and all liens, incumbrances  
and lawful claims upon his property.

Sworn to before me this *19<sup>th</sup>* day } *Emil Lindberg* Surety.  
of *June* 188*8*. }  
*Randolph B. Martin*  
Judge of General Sessions

Wm. H. B. B.  
NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Annie Ford

vs.  
Harry E. Fuller

Recognizance to Answer.

Taken the 19<sup>th</sup> day of June 1888

Approved as to Form and Sufficiency.

Dated June 19<sup>th</sup> 1888

Wm. M. Davis -

Clerk District Attorney.

Identified by Philip Reilly

Filed 19 day of June 1888

0744

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Henry E. Fuller*

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

*Henry E. Fuller*  
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said *Henry E. Fuller*

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

*two diamond earrings of the value  
of two hundred and seventy-five  
dollars each*

of the goods, chattels and personal property of one *Annie Pond*

in the dwelling-house of the said *Annie Pond*

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.



## SECOND COUNT—

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

— *Henry E. Fuller* —  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Henry E. Fuller*  
late of the *20<sup>th</sup>* Ward of the City of New York, in the County of New York  
aforesaid, on the *fifth* day of *June* in the year of  
our Lord one thousand eight hundred and eighty-eight at the Ward, City and County  
aforesaid, with force and arms,

*two earrings of the value  
of two hundred and seventy-five  
dollars each* —

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.