

0291

482

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Cesare Ellis*

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

*Cesare Ellis*

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

The said

*Cesare Ellis*

late of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *February*, in the year of our Lord one thousand *eight* hundred and ninety-*three*, in the *time* of the said day, at the City and County aforesaid, with force and arms, in and upon one *Pasquale Falcone* in the peace of the said People then and there being, feloniously did make an assault; and

*one watch of the value of ninety dollars and one chain of the value of forty dollars*

of the goods, chattels and personal property of the said *Pasquale Falcone* from the person of the said *Pasquale Falcone* against the will and by violence to the person of the said *Pasquale Falcone* then and there violently and feloniously did rob, steal, take and carry away,

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

*De Laurence Nicoll,*  
*District Attorney*

0292

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Farley, Daniel A.

**DATE:**

03/21/93



4690

0293

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Cashen, William E.

**DATE:**

03/21/90



4690

0294

Bail fixed at \$2000.  
Feb 19/94 RBM

Witnesses:

In view of certain facts  
communicated to me by the  
complainants herein, & because  
of complainants' request in  
their letter of March 5, 1894,  
(filed herewith) I recommend  
the discharge of defendant  
Lachara on his own  
recognizance,  
M. Mch 6, 1894

Vernon M. Davis.  
Asst.

123 B. H. Mch 21/94  
Judge of the Court

Counsel.

Filed,

day of

189

Pleads,

THE PEOPLE

vs.

Daniel A. Farley

William E. Cashin

De Lancey Nicoll

District Attorney.

District Attorney.

Mch 6, 1894 - Part I. Mch

A TRUE BILL.

Wm. H. Heaton.

No 2 Mischon per  
gion rec. of. on  
Mch 6/94. R

Foreman.

Grand Larceny, 2nd degree.  
(MISAPPROPRIATION.)  
(Sections 528 and 531 of the Penal Code.)



0295

*E. S. Jaffray & Co.*

NEW YORK, 350 Broadway,  
LONDON, 7 St. Mark Lane,  
GLASGOW, 54 Union St.

NOTTINGHAM, Broadways,  
MANCHESTER, 116 Portland St.  
PARIS, Rue Martel 5 bis.

*New York, March 5th, 1894*

Hon. John R. Fellows,

District Attorney,

New York.

The People

vs.

Wm. E. Cashin & Daniel Farley.

Dear Sir:

As complainants in the above entitled matter, we beg to say that so far as the defendant Cashin, now confined in the Tombs, is concerned, that after mature reflection we are of the opinion that the ends of Justice will be best served by his discharge on his own recognizance. Cashin was in our employ for nearly fourteen years and up to the time of the commission of the act on which the charge herein is based, we always found him a good, useful and honest employee. We are particularly prompted to make this recommendation in view of the fact of his present ill-health and very distressed financial condition, both of himself and family. We therefore respectfully ask you to consent to his discharge on his own recognizance, as we believe his evidence will be needed in the prosecution of the defendant Farley.

Very respectfully yours,

*E. S. Jaffray & Co.*

0296

1ST. DISTRICT POLICE COURT.

-----  
THE PEOPLE &c., ON THE COMPLAINT OF  
SYLVESTER A. HAVER  
against  
DANIEL A. FARLEY and WILLIAM E. CASHEN.  
-----

CITY AND COUNTY OF NEW YORK, SS:

SYLVESTER A. HAVER,  
of No. 226 Lefferts Place, in the City of Brooklyn, being  
duly sworn deposes and says that on the 25th day of Nov-  
ember, 1892, at the City of New York, the following prop-  
erty, to wit: money consisting of United States notes,  
National Bank notes and coin amounting to thirty three  
dollars and fifty cents and of the total value of thirty  
three dollars and fifty cents, the property of this depon-  
ent and Howard S. Jaffray and John R. P. Woodriff, co-  
partners doing business at No. 350 Broadway in the City of  
New York, under the firm name of E. S. Jaffray & Co., was  
feloniously taken, stolen and carried away from the pos-  
session of the said firm and this deponent has reason to  
believe and does believe that the before-mentioned proper-  
ty was so taken, stolen and carried away by the Defendants,  
Daniel A. Farley and William E. Cashen for the following  
reasons to-wit:

That at the time before-mentioned the Defend-  
ants who were related to each other as brothers-in-law

-2-

were in the employ of the deponent's firm, the Defendant Farley as a Clerk in the Shipping department and the Defendant Cashen<sup>as a clerk</sup> in the book-keeping department. That the defendant Farley was in charge of the book in which all entries were made of shipments of goods sold which were to be paid for in cash upon delivery of the same to the purchaser; and it was the duty of the Defendant Farley to make all such entries in said book. That on the above named date the Defendant Farley omitted to enter in said book a bill of goods sold to one L----- Lewis of 13<sup>12</sup>

*East Broadway* Street in said City amounting to Thirty-three dollars and fifty cents, and received from said Lewis the said sum of Thirty-three dollars and fifty cents in payment for the same, and has never paid over to deponent's firm any part of the said sum, but has appropriated the same to his own use, *with intent to deprive the true owner of said property*

That the Defendant Cashen was acting in collusion with and aiding and abetting the Defendant Farley in the Commission of said offence and in furtherance of said collusion and with the design and intent *of enabling to defraud the true owner of said property* the Defendant Farley<sup>^</sup> to appropriate said money to his own use and to prevent the detection of the said misappropriation did wilfully and designedly omit to enter in the Journal book of which said Cashen was in charge and in which it was his duty to make such entry any account of the sale of the goods hereinbefore referred to as sold to said L----- Lewis. That through such wilful omission on

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the part of the Defendant Cashen the Defendant Farley was enabled to effectually conceal said misappropriation, and that by reason of numerous other similar acts of omission by both the Defendants at about the time above mentioned and for some time previous thereto the Defendants have misappropriated moneys belonging to the deponent's firm to the aggregate amount of about *two* thousand dollars.

WHEREFORE deponent prays that the Defendants may be apprehended and dealt with according to law.

Sworn before me this

23<sup>rd</sup> day of February, 1893.

∴ ∴ ∴

*Sylvester A. Haver*

*John H. Ryan*  
*Police Justice*

0299

CITY AND COUNTY OF NEW YORK, SS:

THOMAS <sup>L</sup> THORNE,

of No. 155 Monroe Street in the City of Brooklyn, being duly sworn deposes and says:- that he is and on the 25th day of November 1892, was, in the employ of the firm of E. S. Jaffray & Co., doing business at No. 350 Broadway New York, and that he is and was at that time at the head of the shipping department of said business. That the defendant Farley was at the time above mentioned employed in said department under the deponent and that it was the duty of said Farley to enter in a book kept by him for that purpose an account of all goods shipped which were to be paid for in cash upon delivery, and to receive payment for the same and to pay over the amounts received to deponent or in his absence to Mr. Sylvester A. Haver, a member of the firm at that time acting as Cashier. That the Defendant Farley omitted to enter in said book an account of goods shipped on the day above mentioned to one L Lewis, and has never paid over to this deponent any part of the amount received by him on account of said goods. That deponent is familiar with the hand-writing and signature of the Defendant Farley, and that the receipt upon the bill hereto annexed is in the hand writing of the said Farley.

Sworn to before me

this 25th day of February, 1893.

: *Thos L Thorne*

:

: *John H. Ryan*

0300

CITY AND COUNTY OF NEW YORK, SS:

CHARLES E. BRADY,  
of No. 435 East 119th Street, in the City of New York, being  
duly sworn, deposes and says: that he is, and on the 25th  
day of November, 1892, he was, in the employ of E. S. Jaf-  
fray and Company, at No. 350 Broadway, in said City, in  
charge of the sales department, and that it is customary  
in such business to have entered in the sales book kept by  
deponent an account of all sales made, and that it was the  
duty of the defendant William E. Cashen to transcribe the  
entries from said sales book into the Journal. That on the  
day last mentioned, in due course of business, an entry was  
made in said sales book of the goods sold to one L  
Lewis, of New York City, amounting to thirty-five dollars  
and sixty-five cents, on which a discount of two dollars and  
fifteen cents was to be allowed for payment in cash; which  
entry the defendant Cashen omitted to transcribe into the  
Journal kept by him, as appears from inspection of said  
sales book and Journal. That said goods were packed for  
shipment, and were, with a bill thereof, duly sent to the  
shipping department for delivery.

Sworn to before me this :  
25th day of February, 1893. :

*Charles E. Brady*

*John Ryan*

Police Justice.

0301

CITY AND COUNTY OF NEW YORK, SS:

*Thomas A. Laird*  
of No. *98 Charles Street*, in the City of  
*New York* being duly sworn, says: that he is, and on the  
25th day of November, 1892, he was, in the employ of E. S.  
Jaffray & Company, at No. 350 Broadway, in the City of New  
York, as a salesman, and on the day last mentioned, he sold  
to one L Lewis, of New York, a bill of goods amount-  
ing to Thirty-five dollars and sixty-five cents (\$35.65)  
and duly transmitted to the credit department a sales card  
containing a statement of the same.

Sworn to before me this

<sup>4</sup>  
23rd day of February, 1893.

*John J. Ryan*  
Police Justice.

*Thomas A. Laird*



0302

CITY & COUNTY OF NEW YORK, SS:

Lazarus Lewis, of No.

Street, in the City of New York, being

*132 East Broadway*

duly sworn, deposes and says, that on the 25th day of November, 1892, he purchased goods and merchandise of the

firm of E. S. Jaffray & Company, at No. 350 Broadway in

said City, to the amount in value of Thirty-five dollars

and sixty-five cents, and that ~~the said goods were delivered~~ *deponent sent his*

*office boy Louis Goodman with the* ~~to him upon said day, and that he paid to the person delivering them,~~

the sum of Thirty-three dollars and fifty cents

(33.50), the amount of said bill, less the discount for

*to the store of Complainant, and said Goodman* ~~cash, and took from him the annexed receipt.~~

*returned with and delivered to deponent the said goods and the* ~~Sworn to before me this 2<sup>nd</sup> day of February, 1893.~~ *annexed receipt.*

*John H. Ryan* *Lazarus Lewis*  
Police Justice,

0303

IT IS REQUESTED THAT ANY ERRORS MAY BE REPORTED IMMEDIATELY AFTER RECEIPT OF THE GOODS.

No. 64063 Invoice

REPORTING ERRORS PLEASE GIVE

Sales Book 87  
Folio 463

New York, Nov 25 1892  
City

Bought of E. S. JAFFRAY & CO.  
No. 350 BROADWAY.  
TERMS: NOTE AT MONTHS.  
PAYABLE IN NEW YORK BANKABLE FUNDS.

SPECIAL TERMS FOR SPOOL COTTON AND GOLF'S BRAND, 10 DAYS LESS 6%, 30 DAYS LESS 5%.  
NO INSURANCE EFFECTED WITHOUT WRITTEN INSTRUCTIONS.

To prevent delays and mistakes please  
address your orders to the firm.

Return Goods must be reported  
in ten days.

7354	3	Beugoline.	46	77	35.85
					600 2.15
					33.50
This Invoice may be Discounted as follows:					Recd Payment
6% 10 Days,					E. S. Jaffray
or 5% 30 Days,					6
or 4% 60 Days.					Janey

0304

*W*

1ST. DISTRICT POLICE COURT

THE PEOPLE &c., ON THE COM-  
PLAINT OF SYLVESTER A. HAVER

Grand Larceny.

against

DANIEL A. FARLEY and WILLIAM  
E. CASHEN.

C O M P L A I N T.

JAMES T. KILBRETH,  
of Counsel for the Com-  
plainant,  
45 Broadway,  
New York City,  
N.Y.

*Rec'd ordered*  
*Wm W Newton*  
*For*

0305

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

538

THE PEOPLE OF THE STATE OF NEW YORK

against

*Daniel A. Farley and  
William R. Carden*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Daniel A. Farley and William R. Carden*  
of the CRIME OF *Grand* LARCENY, in the second degree, committed  
as follows:

The said *Daniel A. Farley and William R. Carden*, both —  
late of the City of New York, in the County of New York aforesaid, on the *twentieth* day of *November*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, being then and there the *servants* and *servants* of *Howard D. Goffman, John R. Woodruff and Frederick A. Staver*, *captains, then and there doing business in and by the firm, name and style of Goffman, Woodruff and Staver, and as such* then and there having in his possession, custody and control certain goods, chattels and personal property of the said *Howard D. Goffman, John R. Woodruff and Frederick A. Staver*, the true owners thereof, to wit: *the sum of thirty three dollars and fifty cents in money, and of the United States of America, and of the value of thirty three dollars and fifty cents,*

the said *Daniel A. Farley and William R. Carden*, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said *sum of money* —

*to his own use*, with intent to deprive and defraud the said *Howard D. Goffman, John R. Woodruff and Frederick A. Staver* of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said *Howard D. Goffman, John R. Woodruff and Frederick A. Staver* did then and there thereby feloniously steal, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~DE LANCEY NICOLL~~

*District Attorney*

~~Second~~ COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said *David A. Barker* and  
*William R. Barker*  
of the same CRIME OF *LARCENY*, in the  
*Second degree*, committed as follows:

The said *David A. Barker*—

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *November*, in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, being then and there the *deba* and servant of *Howard S. Jeffery*, *John R. Woodruff* and *Frederick A. Staver*, respectively, then and there having business in and by the *firm*, name and style of *E. S. Jeffery and Company*,—

and as such *deba* and servant then and there having in *his* possession, custody and control certain goods, chattels and personal property of the said *Howard S. Jeffery*, *John R. Woodruff* and *Frederick A. Staver*, the true owner thereof, to wit: *the sum of twenty three dollars and fifty cents in money, lawful money of the United States of America, and of the value of twenty three dollars and fifty cents*,—

did afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, feloniously appropriate the said *sum of money*—

to *his* own use, with intent to deprive and defraud the said *Howard S. Jeffery*, *John R. Woodruff* and *Frederick A. Staver*, of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said *Howard S. Jeffery*, *John R. Woodruff* and *Frederick A. Staver*,—  
did then and there and thereby feloniously steal, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~DE LANCEY NICOLL~~,  
District Attorney.

And the said *William R. Barker*, late of the *City and County* aforesaid, was then and

0307

feloniously concerned in the commission  
 of the said felony and felonies by the  
 said David A. Farley, in manner and  
 form aforesaid, and since the said  
 David A. Farley, in the commission of  
 the same, did then, and then feloniously  
 aid and abet, 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.

Per Henry Meall,  
 District Attorney

0308

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Farrell, Patrick

**DATE:**

03/28/93



4690



0309

POOR QUALITY  
ORIGINAL

Witnesses:

Genl Baker

Counsel,

Filed 25<sup>th</sup> day of March 1893

Plends,

THE PEOPLE

vs.

Patrick Barrick

Grand Jurors, *James D. Dwyer*  
(Sections 83, 84, Penal Code)

28  
19/10/93  
R. H. Smith  
D. LANCEY NICOLL,

District Attorney

A TRUE BILL.

*Wm. Keaton*  
Foreman.  
Chas. G. G.  
Hearns  
City Prison  
Hulsoff 13 30

03 10

**POOR QUALITY  
ORIGINAL**

Witnesses:

*Frank Baker*

Counsel,

Filed *28<sup>th</sup>* day of *March* 1893

Pleads, *Amended*

THE PEOPLE

vs.

*Patrick Carroll*

Grand Larceny, Degree,  
[Sections 63, 54, Penal Code.]

*28*  
*19/10/93*  
*photo taken*  
DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*W. H. Keaton,*  
Foreman.  
*March 19 1893*  
*Heard S. J.*  
*City Prison 1500p*  
*W. H. Keaton Br 30*

0311

(1865)

Police Court—H. District.

Affidavit—Larceny.

City and County } ss.  
of New York, }

George M. Baker  
 of No. 213 East 21st Street, aged 43 years,  
 occupation Carpet Layer being duly sworn,  
 deposes and says, that on the 21 day of September 1897 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, in the day time, the following property, viz:

One set of Carpet  
 Layer's Tools, of the  
 value of Twenty-eight  
 dollars (\$28<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 Patrick Farrell (now here)

from the fact that on said date  
 deponent and said defendant  
 were working together laying  
 carpet. That said property  
 was in a bag in a house in  
 East 48th St, where deponent  
 and said defendant were laying car-  
 pets. That said defendant  
 took said property and  
 passed the same in his (def-  
 endant's name). That said def-  
 endant acknowledged in open  
 Court taking said property.  
 That deponent has since seen

Sworn to before me, this  
 of 1897 day

Police Justice.

0312

said property and identified  
the same as his property.

Wherefore deponent charges  
said defendant with the larceny  
of said property and prays that  
he may be dealt with as the  
law directs.

Subscribed before me  
this 20th day of  
March, 1893

Geo. N. Baker

W. D. Whelan  
Police Justice

03 13

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

24 District Police Court.

Patrick Farrell 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 sees 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.

Patrick Farrell

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

99 King St. 3 months

Question. What is your business or profession?

Answer.

Shoe - Cutter

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 -  
Patrick Farrell

Taken before me this

day of Nov 1899

W. J. Mahoney

Police Justice.



03 14

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 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, March 23 189 7. \_\_\_\_\_ Police Justice.

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

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

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

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

031

257 / 342  
Police Court--- District

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Genos M. Baker  
Patrick Farnell

Warrant  
arrest

2  
3  
4

Dated, March 23 1893  
JWM atlm Magistrate.  
O'Donoghue & Murphy Officer.  
23 - Precinct.

BAILED,

No. 1, by.....

Residence ..... Street.

No. 2, by.....

Residence ..... Street.

No. 3, by.....

Residence ..... Street.

No. 4, by.....

Residence ..... Street.

Witnesses.....

No. .... Street.

No. .... Street.

No. .... Street.

\$ 1000 to answer G.S.

Em



03 16

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Farrell

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

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

The said

Patrick Farrell

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

divers carpet-layers' tools of a  
number and description to the  
Grand Jury aforesaid unknown,  
of the value of twenty-eight  
dollars.

of the goods, chattels and personal property of one

George M. Baker

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

De Lancey McCall,  
District Attorney

03-17

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Farrell, Thomas

**DATE:**

03/10/93



4690

Witnesses:

*John Martin*

*Wm. Dolan*

*5<sup>th</sup> Precinct*

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

*Thomas Farrell*

*H.D.*

Robbery, Second Degree.  
(Sections 224 and 229, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

*20 much at dept. regt.  
in app of dept. atty  
filed herewith. v. m. d.*

A TRUE BILL.

*Wm. W. Keator*

Foreman.

*Wm. W. Keator*

*Speed vs. Keator*

0318

03 19

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT.....DISTRICT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

5 Thomas Solan  
of the Precinct Police being duly sworn, deposes  
and says that John Martin  
(now there) is a material witness for the people against  
Thomas Farrell charged  
with Robbery. As deponent has  
cause to fear that the said John Martin  
will not appear in court to testify when wanted, deponent prays  
that the said John Martin be  
committed to the House of Detention in default of bail for his  
appearance.

Thomas Solan

Sworn to before me this  
day of March 1889

Police Justice.

0320

Police Court First District.

1923

City and County  
of New York, ss.

of No. 16 Susan Place New York City, Street, aged 42 years,  
 occupation Marine Engineer Fitter, being duly sworn,  
 deposes and says, that on the 3 day of March 1893 at the 5<sup>th</sup>

Ward of the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the United States of the amount and value of about Three Hundred dollars one silver watch, one silver chain and one gold fob and ring together of the value of about forty four dollars the property being altogether \$345.00

of the value of about Three Hundred and forty four 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 force and violence as aforesaid by

Thomas Farrell, now here, for the following reasons. That on said date about the hour of 4 o'clock PM deponent met this defendant on West Street and in company with defendant went to a saloon. That the said property was in defendant's possession at that time. That the said money was in a pocketbook in the right hand pocket of defendant's pants. That the ring was in the little finger of defendant's right hand. That the said watch was in the lower left hand pocket of defendant's vest and attached to the vest with the

of  
 189  
 day  
 of  
 Police Justice

aformajachau. That the defendant  
 left the saloon and after about five  
 minutes defendant came out and the  
 defendant was on the sidewalk. That  
 the defendant then and there caught  
 hold of defendant by the left arm and  
 put his hand in the pockets of defendant  
 clothes and took the same property  
 and then caught hold of defendant's  
 hand and pulled the ring from  
 defendant's finger. Wherefor  
 defendant says that the defendant  
 is dead with according to him.  
 from before me this 5  
 9 day of March 1893 John Horton

Affirmed

Police Justice

0322

Sec. 198-200.

District Police Court.

1883

City and County of New York, ss:

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

Question. What is your name?

Answer.

*Thomas Farrell*

Question. How old are you?

Answer.

*35 yrs*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*6386 West St. 5 months*

Question. What is your business or profession?

Answer.

*Seaman*

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 innocent**Thomas Farrell*

Taken before me this

day of

1883

Police Justice.



0323

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.....

*Refused*  
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, *Nov 9* 189..... *[Signature]* Police Justice.

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

Dated, ..... 189..... *[Signature]* Police Justice.

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

Dated, ..... 189..... *[Signature]* Police Justice.

032

54  
Police Court--- District. 267  
1894

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Martin  
vs.  
Jas Farrell

Robbery  
Offense

2  
3  
4

Dated, March 9 1893

White Magistrate.

Dolan Officer.

5th Precinct.

Withdrew Complaint in

No. 1500 to answer

No. Street.

No. Street.

\$1500 to answer

Committed

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0325

482

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Farrell*

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

*Thomas Farrell*

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

The said *Thomas Farrell*

late of the City of New York, in the County of New York aforesaid, on the *eightth* day of *March* in the year of our Lord one thousand eight hundred and ninety-*three*, in the *night*-time of the said day, at the City and County aforesaid, with force and arms, in and upon one *John Morton* in the peace of the said People then and there being, feloniously did make an assault; and the sum of three hundred dollars in money, lawful money of the United States of America, and of the value of three hundred dollars, one watch of the value of twenty dollars, one chain of the value of ten dollars, and one finger-ring of the value of fifteen dollars

of the goods, chattels and personal property of the said *John Morton* from the person of the said *John Morton* against the will and by violence to the person of the said *John Morton* then and there violently and feloniously did rob, steal, take and carry away,

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

*De Lancey Ricoll*  
District Attorney.

0326

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Fay, John M.

**DATE:**

03/23/93



4690

0327

Witnesses:

*John McLaughlin*  
*Edmund McLaughlin*

*M. J. Sherk*  
*335 Bay*

Counsel,

Filed,

day of

1893

Pleads,

THE PEOPLE

r.s.

*John M. Fay*

DE LANCEY NICOLL,

District Attorney.

*Quilley*  
*Oct 10 1893*

A TRUE BILL.

*Wm. Heaton*

*Oct 3 - 1893*  
*Indict dismissed*

In my opinion the  
allegations of false pretenses  
in this indictment  
cannot be sustained.

There is no evidence that  
the Complainant was  
deceived by defendant's  
statements.

I therefore recommend  
the dismissal of this  
indictment.

Oct 10. 93.

Verum M. Davis

See Complainant's affidavit  
filed herewith.  
*MD.*

*False Pretenses.*  
[Section 528, and 529, Penal Code.]

0328

Sec. 198-200.

1883  
District Police Court.

City and County of New York, ss:

*John M. Fay* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am innocent.*

*John M. Fay*

Taken before me on this 18th day of March, 1893.  
*Wm. H. Wood*

Police Justice.

First District }  
 Police Court }  
 James W. Logan }  
 vs }  
 John M. Fay }  
 Charged with }  
 Forgery }  
 March 4<sup>th</sup> 1893 }  
 Before Hon }  
 John D. Smith }  
 Police Justice

Offs. Examination  
 Q. How do you know?

A. Yes sir  
 Q. Did you buy any stock from  
 the company?

A. Yes sir  
 Q. Did you buy any stock from  
 the company?

A. Yes sir  
 Q. How much did you pay for it?

A. \$300 & 200 dollars.

Q. That is the money you say you  
 have been defrauded of?  
 A. Yes sir



Q Of whom did you buy the stock  
to John M. Fay

Q And you got a certificate after ten  
years

Q What sum were you to pay?  
A Nothing more it was understood  
that was to be charged to services  
and it was so charged.

Q You were to be allowed \$250 dollars  
for your services?  
A Certainly

Q How long did you work there?  
A 5 1/2 weeks.

Q Did you know the corporation?  
A I had references of Mr. Fay before  
I went there and I found them  
patent factory and he had mine

Q And you bore your certificate  
after ten years?  
A Yes

Q And you paid a valuation for it  
A Yes

Q And you knew the company

was incorporated?

A I knew it

Q Did you see a copy of the Charter

A I think I did

Q Did you file a copy in the County  
clerk's office yourself?

A Yes Sir

Q Was that after you paid your  
money?

A I think it was filed before I  
paid the second installment  
By the Court

Q Did you know what the nature  
of the paper was?

A I did not Mr. Fay I think said  
there was a certain time allowed  
by law to file it I think it was  
60 days or something like that  
Q And you filed that in the County  
clerk's office yourself?

A Yes Sir

Q And you knew it was a corpora-  
tion?

A I knew it was a corporation

4

Cop Ex Continued

Q And you got stock in the Corporation  
A Yes Sir

Q And this money you are now  
claiming you paid for this stock?

A Yes Sir

Q Did you not go with him and open  
the Company's books as secretary  
yourself?

A Yes Sir

Q You knew at the time that you  
paid this money for the stock  
that it was a new concern just  
starting its business and in  
fact had not started at the time  
you purchased the stock?

A I knew it was comparatively new  
Mr Day said the business would  
come in so fast and early  
that he proposed to compare it  
to corporations and in a short order

Q Didnt you go with him and  
buy the books and open the books

as secretary of the company?  
 A Mr Fay informed me prior to  
 the signing of the agreement  
 that 2 thousand of the 3 thousand  
 had been expended in the way  
 of organizing the company  
 Direct Examination

Q How did you first have your  
 attention attracted to this?

A Through an advertisement

Q Is that a copy of that advertise-  
 ment? (showing witness) <sup>2</sup>Reading

A Yes Sir

Q Had you reply to it?

A Yes Sir

Q And you received this answer to it  
 (showing witness) <sup>2</sup>Reading

A Yes Sir

Q Then did you call upon Mr Fay?

A Yes Sir

Q What was said to you?

A I questioned Mr Fay about the  
 membership of the company

#

Q you went there for employment  
A I did

Q what were you to get?  
A \$2000 a year

Q and what were you required to  
do?

A Become secretary of the company  
Q and what security were you  
required to give?

A Buy the stock

Q you were to take \$500 worth  
of stock?

A Yes Sir

Q And you paid out how much  
money?

A \$500 dollars

Q How much money did you  
pay on the 30th of July?

A \$300 dollars

Q And you were to pay \$300 within  
30 days thereafter?

A Yes Sir

Q And you posted with the 300  
dollars on the representation of

7

this paper?

Ayesii

Q What was said about your getting  
your money back if you were  
not satisfied?

A He said if at any time I should  
become dissatisfied he would  
release me <sup>and</sup> return my five  
hundred dollars.

Recap Ex

Q Don't it a fact that you asked  
a premium both times on  
this stock and it is a fact  
that you refused 500 dollars for  
the stock?

A Yesii

Q Don't it a fact that you asked  
much for the stock and admit  
you say that you wanted either  
buy up the stock or make  
him buy your stock at a premium?

A Yesii

Defendants Counsel moves  
to dismiss the complaint.

0336

and he granted that the complainant  
purchased the 110 en

By the Court

Motion Denied

— 4 —



Defendant being duly sworn  
deposes and says.

In answer to the advertisement  
that is correct Mr Mac.  
Logan came in and took a week  
to decide about it and he looked  
up my references and I looked up  
his and he decided to take a one  
quarter interest and he said he  
consulted his broker and he would  
not pay more than 300 dollars  
and he came in on trial for 30  
days and when he was in 18 days  
he received a certificate for  
\$700 shares of stock and he was  
to work \$250 dollars at 250 a  
week, there is his resignation  
and there is the acceptance  
(showing) and after he was out  
and resigned he came back  
and wanted to be reinstated  
and I told him I would not  
and could not do it.  
I did not make any representations.

to him at all?  
 A 91<sup>st</sup> answer he went with me and  
 bought the books, had opened them  
 he knew we had no membership  
 because he opened the books  
 himself and on the 22<sup>nd</sup> day  
 September he came in and told  
 the <sup>assistant</sup> secretary that he wanted sell  
 his stock at par and I came in  
 the office 10 minutes afterwards  
 and offered him 50% for his stock  
 and he asked me a hundred  
 percent more when I agreed  
 to that he kept running up all  
 the time. On the 20<sup>th</sup> of July  
 he took a copy of the certificate  
 of incorporation himself to be  
 filed in the county clerk's office  
 and if he didn't file it before  
 the 20<sup>th</sup> that was his fault  
 if anybody made no representations  
 to him at all?

A 91<sup>st</sup> answer no false representations  
 he knew we had no members.

0339

11

and I thought we could get  
5000 members from the various  
lodges which I had visited  
Gdliak buy any stock from you  
A wasi he bought it from the  
company.

J

11

Henry Candius being duly  
sworn deposes & says that  
Q. Do you know Mr. MacLagan?  
A. Yes.

Q. Were you present in the office  
of the company when he came in  
and offered his stock for sale?

A. Yes on the 21<sup>st</sup> of Sept 1892 I was  
in the office when a man  
came in who I know now to  
be Mr. MacLagan & he offered  
his stock for sale and I said you  
wait for Mr. Day to come in and  
Mr. Day came in in 10 minutes  
and they were talking about  
stocks.

Q. What did he ask for his stock?  
A. He asked for the stock I guess  
\$1<sup>00</sup> for a dollar and just  
before he said to me he would  
sell his stock for a dollar  
for a dollar for a dollar and Mr.  
Day came in and said he

0341

12

wanted to take it and he raised it to  
1/15

of which he offered to sell his stock on  
par.

He offered to sell his stock at a  
for a dollar.

Case closed  
Left here to bail in sum of  
\$1000.00.

0342

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 \_\_\_\_\_

*Reverend*  
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, *March 14th* 1893 *John Blunt* Police Justice.

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

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

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

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

0343

M. 186  
Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James MacLaguer  
270 W 118 St  
John J. Fay

Offense

BAILED,

No. 1, by Stephen Merritt

Residence 328 W. 20<sup>th</sup> Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, March 4<sup>th</sup> 1893

Smith Magistrate.

Oliver Officer.

Cush Precinct.

Witnesses Edw. J. Smith

No. 25 Chambers Street.

W.C. Michal

No. 475 or 476 1<sup>st</sup> Ave Street.

John M. Mahon

No. 106 & 107 Street.

\$1000 to answer G.S.

Count.



0344

Sec. 151.

1347

CITY AND COUNTY  
OF NEW YORK, }

ss.

Police Court

District.

*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 in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by *James McGrath* of No. *270 West 118* Street, that on the *20* day of *July* 189*2*, at the City of New York, in the County of New York, the following article, to wit:

*Three hundred dollars*  
of the value of *Three hundred* Dollars,  
the property of *Complainant*  
was taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by *John M. Fay*

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 *17* 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 *24* day of *February* 189*2*

*[Signature]*  
POLICE JUSTICE.

034

Police Court.....District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated *July 27* 1893

*White* Magistrate.

*Benjamin* Officer.

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

*Edward Tom* Officer.

Dated *July 28* 1893

This Warrant may be executed on Sunday  
or at night.

..... Police Justice.

45  
Mr.  
President  
2/22

2191-8-aven

County General Sessions  
of the Peace in and for the City of New York  
The People

ag't.  
John M. Fay

To the Honorable

City and County of New York ss

Residing.

The undersigned respectfully begs leave of  
the Court to withdraw the charge made by  
him herein against the above named Defendant -  
That the same was made in good faith, but he is  
now satisfied that it was made in error, both as to  
the facts and the law, and that neither will sustain  
the charge and that the defendant is innocent  
thereof. Wherefore he asks that he be allowed to  
withdraw said charge, and that the defendant  
be released from further proceedings thereon.

Subscribed and sworn to

this 10 day of Oct 1893

M. J. Shumway

Notary

Residing  
N.Y.C.

Jas Macaagay

0347

General Sessions

The People

apt

John M. Hay

Proposed Amendment  
of Charge.

0348

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 \_\_\_\_\_

\_\_\_\_\_ *Ripman* \_\_\_\_\_  
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, *July 28* 189 \_\_\_\_\_ Police Justice.

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

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

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.  
1881

034

The presiding  
Justice will please  
read and determine  
the within case  
in my absence  
A. White  
Police Justice

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

Police Court--- District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

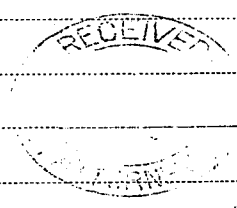
John W. Guy

2  
3  
4

Dated, Feb 28 189  
White Magistrate.  
Copman Officer.  
Dover Precinct.

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.  
\$ 5.00 to answer  
R. M. H. / W. C.  
Com

253  
Officer  
D. J. W. / R. W. W.



First District Police Court  
in and for the City and County  
of New York.

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

The People of the  
State of New York  
vs.

John M. Fay -

James Madagan being duly sworn  
sworn says that he is aged forty years and upwards  
and resides at N° 270 West 118<sup>th</sup> Street New York  
City. That on Sunday the 10<sup>th</sup> day of July, 1892  
an advertisement appeared in the newspaper circulating  
in New York City as the "Sunday World" a true  
copy of which ~~is~~ advertisement is herewith  
annexed and marked Exhibit N° 1. That deponent  
replied to said advertisement on same day by a  
letter of which he has not a copy requesting  
particulars as to the subject matter of said advertisement  
and that on the 12<sup>th</sup> July 1892 he received  
from one John M. <sup>the above named</sup> Fay, the letter of same date  
herewith annexed and marked Exhibit N° 2, as also  
a printed prospectus referred to in said letter her-  
ewith annexed and marked Exhibit N° 3. That the  
said letter with the exception of the printed heading  
thereof is entirely in the handwriting of the said John  
M. Fay with whose handwriting deponent has  
since become thoroughly familiar. Deponent had

T. Madagan



never previously heard of the said John M. Hay, and had never previously heard of the (so called, Bankers Cooperative Indemnity Company referred to in said letter, and had no knowledge further than as derived from the printed heading on said letter, and on the said printed prospectus that as to whether the said so-called company was then an incorporated stock company. That on the 20<sup>th</sup> day of July 1892 <sup>No. 335 Broadway in</sup> at the City of New York the said John M. Hay with intent feloniously to cheat and defraud this deponent did then and there feloniously, unlawfully and designedly pretend and represent to this deponent James MacLagan that the said so-called Bankers' Cooperative Indemnity Company was then a duly incorporated stock company incorporated under the Laws of the State of New York; and that he the said John M. Hay had up to that date expended of his own moneys therein the sum of Two thousand and thirteen dollars to float the same; and that the preparation of the said prospectus and all incidental expenses connected with same amounted to \$800<sup>00</sup>; and that he the said John M. Hay had paid to Colonel Ingersoll as his counsel \$200<sup>00</sup> for revising the said prospectus; and that the said so-called company was then sound financially, and that its then finances and resources were of themselves amply sufficient

to promptly and punctually pay all the liabilities, working expenses and engagements of the said company (so called) for at least several months to come; also that he the said John M. Hay was a perfectly solvent and responsible person and well able individually to promptly and punctually meet all the engagements and working expenses of said company for at least several months irrespective of his own individual engagements, and that the said company had then a membership numbering five thousand, and that said company (so called) had a legal right to use as seal as an incorporated stock company and to seal all the documents it might issue with a seal bearing the following legend "The Bankers Cooperative Indemnity Company. New York. Incorporated stock company. seal." and <sup>that</sup> the said John M. Hay was on the aforesaid 20<sup>th</sup> July 1892 the sole owner of the said so called Bankers Cooperative Indemnity Company; and that if this deponent would advance to the said John M. Hay as such alleged sole owner as aforesaid Five hundred dollars in two instalments of \$300 and \$200 that he the said John M. Hay would at any time on demand return and refund the same to this deponent without interest; and that the said John M. Hay was then the president of the said company (so called) and legally entitled as such to sign his name in that capacity

and to affix the seal aforesaid to any document which he the said John M Hay might sign as such alleged president. That the said ~~James~~ MacLagan this deponent then and there believing the said false pretences and representations so made as aforesaid by the said John M Hay and being deceived thereby was induced by reason of the false pretences and ~~and a false token in writing~~ representations so made as aforesaid, to advance and did then and there advance to the said John M Hay the sum of Three hundred dollars and upon the 8<sup>th</sup> day of August 1892 the further sum of Two hundred dollars as shown by two documents <sup>both signed by the said John M Hay</sup> hereunto annexed marked respectively Exhibit N<sup>o</sup> 4 and Exhibit N<sup>o</sup> 5. and upon the aforesaid 20<sup>th</sup> day of July 1892 the said John M Hay delivered to this deponent a certain document styled at the head thereof "Agreement" and subscribed as follows "Executed and signed by John M Hay, President of the Bankers Cooperative Ind Co day and date first above written of M Hay President" and bearing impressed thereon a seal containing the legend hereinbefore deposed to. said last mentioned instrument is hereunto annexed and marked Exhibit N<sup>o</sup> 6. That the said two sums of \$300 and \$200 were and each of them was the proper moneys of this deponent. That the said John M Hay did then and there on ~~each of~~ the occasions aforesaid receive and obtain the said \$300 and \$200 as hereinbefore stated from this deponent

of the proper moneys of this deponent James MacLagan by means of the false pretences and representations aforesaid, with intent feloniously to cheat and defraud this deponent of the said \$300<sup>00</sup> and \$200<sup>00</sup> and that he has ever since kept and retained the same and every part thereof. That in truth and in fact the pretences and representations so made as aforesaid by the said John M Hay to this deponent was and were in all respects utterly false and untrue. That in fact and truth the said John M Hay well knew the said pretences and representations so made by him as aforesaid to this deponent to be utterly false and untrue at the time of making the same. That the said John M Hay did by means of the false pretences and representations aforesaid feloniously, unlawfully, knowingly and designedly receive and obtain from this deponent Three hundred dollars and Two hundred dollars of the proper moneys of this deponent with intent feloniously to cheat and defraud this deponent James MacLagan of the same.

That after the payment of the said \$300 and \$200 by this deponent to the said defendant, he received from said defendant a certificate of Certain Stock in said pretended Company of the nominal value of \$750. and accepted from said defendant the appointment of secretary of said pretended Company at a salary of \$25 per week. That he

and to affix the seal aforesaid to any document  
 this deponent continued to occupy said position  
 as secretary for about five and a half weeks. And  
 received payment for the first two weeks only, and  
 failing to receive further payment for his  
 said services he resigned the said position of  
 Secretary, and received the note of the defendant  
 for the balance of his services amounting to about  
 \$91.50 which said defendant failed to pay, and for  
 which deponent afterwards received judgment  
 against said defendant, which he has been unable to  
 collect and in which proceedings supplementary to execution  
 are now pending.

That upon resigning said position of secretary, deponent  
 returned said certificate for stock in said pretended  
 Company to said defendant and demanded a return of  
 his said \$500. but said return of said money  
 was refused, and said certificate was returned to deponent by  
 said defendant.

That deponent is informed by his Counsel Edmund M. Buckley &  
 others that on the 20 day of July 1892 said Company was not incorporated  
 nor in existence.

Subscribed before me this }  
 27 day of July 1893 }

James W. McFarlane  
 J. W. McFarlane  
 Police Justice

0356

(copy advertisement in Sunday's  
World of 10<sup>th</sup> July 1892)

Encl. 2<sup>nd</sup> 1.

Active man with \$500 cash (secured)  
can secure position ~~for~~ <sup>per</sup> \$25<sup>00</sup> week, to fill  
a vacancy. For attention give particulars.  
Stockholders Box 382.  
"World" uptown.



0357

*The*  
 Bankers' Co-Operative Indemnity Co.,

(INCORPORATED STOCK COMPANY.)



335 Broadway,

New York, July 17<sup>th</sup> 1892

Jamies MacLagan }  
 270 - W 118<sup>th</sup> St. N.Y.

Dear Sir: — Prospectus enclosed  
 which explains itself. You can  
 fill the place of Secretary State \$500 or  
 \$1000 stock can arrange for further  
 interview. hours 10 am. to 3 P.M.

Very Respectfully  
 J. M. Fay

Exhibit No 2.



039

KEEP THIS BOOK FOR REFERENCE.



BOARD OF DIRECTORS:

ELLIS TURNBULL, M. D.,	-	-	-	New York.
JAMES T. SMIZER,	-	-	-	New York.
JOHN M. FAY,	-	-	-	New York.
JOHN T. CASE,	-	-	-	Chicago.
JOHN S. HAGERDORN,	-	-	-	San Francisco.

0359

New York, July 20<sup>th</sup> 1892  
Received from James MacLagan  
Three Hundred Dollars

\$300#

J. W. Kay

0360

Exhibit

New York, Aug 8<sup>th</sup> 1892

Received from Jas MacLagen  
Two Hundred ~~and~~ Dollars  
For balance. Stock now owned \$750.  
\$200. #

J. W. Fay

0361

Exhibit

New York July 20th A.D. 1892-

This is to certify that J. May of New York City is the sole owner of The Bankers Cooperative Indemnity Company now located at 335 Broadway New York City. And in consideration of Five hundred dollars, (Three <sup>Hundred</sup> Cash & Two hundred in installments days) paid by James MacLagan of New York City. Said J. May does hereby transfer and turn over one fourth interest of Said Company above named and will issue and sign over one fourth its stock when the balance of two hundred dollars are paid. and in consideration of James MacLagan receiving one fourth the stock of Said Company he is hereby appointed Secretary of Said Company for the balance of the year 1892- and is to draw for his full services so rendered to Said Company from the company funds twenty five dollars per week. Said James MacLagan is to enter upon his duties as Secretary day & date first above written

Executed & Signed by J. May President  
of the Bankers Cooperative Ind. Co.

day & date first above written

J. May President.  
Jas. MacLagan



0362

1<sup>st</sup> District Police Court,

*M*

The People on the complaint of

Jos MacLagan

John McHarg,

Complainant.

Edw. MacKenzie,  
25 Chambers St.

0363

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Andrew J. White a Police Justice  
of the City of New York, charging John M. Fay Defendant with  
the offence of Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made  
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and  
the hearing thereof having been adjourned,

We John M. Fay Defendant of No. 2191  
8th Avenue Street; by occupation President of Bankers & Co  
and Henry Claudius of No. 335 Broadway  
Street, by occupation Secty of Company Surety, hereby jointly and severally undertake  
that the above named John M. Fay Defendant  
shall personally appear before the said Justice, at the 1st District Police Court in the City of New York,  
during the said examination, or 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 28 day of Feb 1893  
A. J. White POLICE JUSTICE.  
John M. Fay  
Henry Claudius  
Secy.



0364

CITY AND COUNTY }  
OF NEW YORK } ss.

Sworn to before me, this  
day of Oct, 1893  
at New York  
Justice.

Henry Claudius

the within named Bail and Surety being duly sworn, says, that he is a resident and free  
holder within the said County and State, and is worth One 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 House & lot no 121-

Van Buren St - in the city of Brooklyn  
-worth Eighteen hundred dollars over  
all encumbrances

Henry Claudius

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the 18 day of 18

Justice.

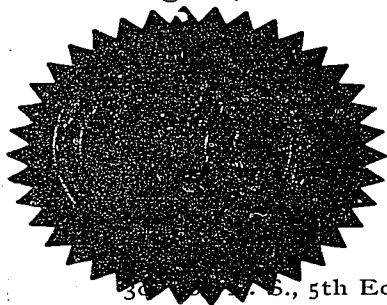


0365

1768

I, JOHN F. CARROLL, Clerk of the Court of General Sessions of the Peace, and Clerk of the Court of Oyer and Terminer held in and for the City and County of New York (each being a Court of Record and having a Common Seal), do hereby certify that the annexed is a copy of *An Recognizance to Answer*

now on file in the Clerk's Office, and that the same has been compared by me with the original, and is a correct transcript therefrom and of the whole of such original.



GIVEN UNDER my hand and attested by the seal  
of the said Court this *Third* day  
of *October* in the year of our Lord one  
thousand eight hundred and ninety *three*

34 N. Y. S., 5th Ed., § 74, p. 687.

*John F. Carroll*

0366

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

An order having been made on the 4<sup>th</sup> day of March 1893, by Hon. Josiah B. Smith Police Justice that John M. Fay be held to answer upon a charge of Grand Larceny, upon which he has been duly admitted to bail in the sum of Five hundred dollars:

We John M. Fay defendant, residing at No. 8 Ave 4132 Street, in the said City of New York, Occupation President and Stephen Merritt residing at No. 328 West 50<sup>th</sup> Street, in said City, Occupation undertaker, surety, hereby jointly and severally undertake that the above-named John M. Fay 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 7 day of March 1893

John M. Fay

Principal

Stephen Merritt

Surety

J. Smyth

Recorder

0367

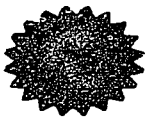
STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss.

1709

I, Stephen Merritt the surety mentioned in the annexed undertaking to answer, do hereby authorize and empower any Policeman of the City of New York, or  
or either of them, in my name, place and, stead, to take, seize and surrender the said John M. Hay, (in the said undertaking held as defendant) to the Court wherein he is bound to appear for trial, or deliver him to the custody of the authorities of said city and county, in my exoneration as surety therein.

Dated October 3 1893

Stephen Merritt Surety.



NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

P.

John M. Hay

and removed Oct 10/93

Taken the 7 day of March 1893

Approved as to Form and Sufficiency.

Dated March 7 1893

Francis L. Williams

Asst. District Attorney.

Identified by John C. Quinn

Filed 7 day of March 1893

g.l. 2-27  
filed mch 23/93

0368

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

John W. Ward

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

John W. Ford

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

The said *John W. Taylor*,

late of the City of New York, in the County of New York aforesaid, on the *eight*  
day of *August*, in the year of our Lord one thousand eight hundred and  
ninety-*two*, at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud *one James Madison*

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to his own use, did then and there feloniously, fraudulently and falsely pretend and represent to the said  
James Madagan, \_\_\_\_\_

That there have been created a stock company, duly incorporated under the laws of the State of New York, known as the Co-operative Indemnity Company; that the said John M. Fay was then the President of the said company; that the said company had paid into the State Treasurer at Albany, New York, the amount of cash required by law before being authorized to do business, and had received its certificate of authority from the Secretary of State, and then also had the amount of cash capital required by law on deposit for the benefit of its creditors; that the said company then had five thousand members; that the said John M. Fay had invested of his own money in the said company, the sum of two thousand and thirteen dollars, to effect the same; that the payment of the prospectus of the said company amounted to eight hundred dollars; that the said John M. Fay had paid to Robert F. Ingersoll, Esquire, as his counsel, the sum of two hundred dollars for reviewing the said prospectus; that the said company

was then financially sound, and that its finances and resources were then of themselves sufficient to pay all the liabilities, including expenses and engagements of the said company for several months then next to ensue; that the said John M. Fay was then a prudent and responsible person, and able individually to meet all the engagements and liabilities of the said company for several months then next to ensue, irrespective of his own individual engagements; that the said John M. Fay was then the sole owner of the said company, and that he was then and there lawfully authorized and empowered to transfer and turn over a one-fourth interest of the said company to the said James MacLagan, upon the payment then and there by the said James MacLagan to him the said John M. Fay, of the sum of five hundred dollars, and upon and in consideration of the said James MacLagan receiving one-fourth of the stock of the said company, to appoint the said James MacLagan the secretary of the said company for the remaining portion of the said year at the compensation of \$5 per week services to be rendered, from the company funds, twenty five dollars per week, and to enter into an agreement with the said James MacLagan that he the said John M. Fay would at any time or demand return and refund the sum of money which the said James MacLagan might pay to him upon such agreement.

By color and by aid of which said false and fraudulent pretenses and representations, the said

John M. Fay

did then and there feloniously and fraudulently obtain from the possession of the said James MacLagan, the sum of five hundred dollars in money, lawful money of the United States of America, and of the value of five hundred dollars,

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

James MacLagan.

with intent to deprive and defraud the said

James MacLagan,

of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

**Whereas**, in truth and in fact, the said James MacLagan did not then exist any legal company incorporated under the laws of the State of New York known as the Co-operative Indemnity Company; and the said John M. Fay was not then the president of any such company; and no such company had paid into the State Treasurer at Albany New York the amount of cash required by law before being authorized to do business, or his receipt of a certificate of authority from the Secretary of State, or then had any amount of cash capital received by him or deposit

for the benefit of its creditors, or that had  
 2500 thousand members, and the said John M.  
 Targ had not invested in the said company of his  
 own money, the sum of two thousand and fifteen  
 dollars, or any sum whatever to defray the same, and  
 the preparation of its prospectus, and incidental  
 expenses connected therewith had not amounted to  
 eight hundred dollars, and the said John M.  
 Targ had not paid to the said Robert H. Magdalen  
 the sum of two hundred dollars, or any sum for  
 retaining the said prospectus; and the said John M.  
 Targ was not then the sole owner of any such  
 company, and was not then and there lawfully  
 authorized to transfer or turn over any interest  
 whatever therein, or to appoint the said James  
 Macdagan the Secretary thereof, under any circum-  
 stances whatever, or to enter into any agreement  
 whatsoever with him in relation to any such  
 company.

And Whereas, in truth and in fact, the pretenses and representations so made as afore-  
 said by the said John M. Targ  
 to the said James Macdagan was and were  
 then and there in all respects utterly false and untrue, as he the said  
John M. Targ  
 at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said  
John M. Targ  
 in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods,  
 chattels and personal property of the said James Macdagan,  
 then and there feloniously did STEAL, against the form of the statute in such case made and pro-  
 vided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,  
 District Attorney.

037

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Feely, Michael

**DATE:**

03/07/93



4690



Witnesses

Wm. J. Carey

Francis Merritt

Part I

January 11 1894

This assault, as appears by the Police bench papers, was committed in April 1890, and the complaint was not made until March 1893. My examination of the case convinced me that the defendant could not have been found guilty during this interim. I have been found for the reason of this long delay in making the charge and on the ground that the papers to me to have been made in self-defense. I was then under such stress in doubtless he desired

H. D. Woodson  
Clerk

Counsel,

Filed

day of March 1893

Pleaded

Wm. J. Carey

THE PEOPLE

vs.

B

Michael Feeley

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. J. Carey

Foreman.

Jan 11 1894

J. D. Woodson

Clerk

0372

0373

(1855)

Police Court— 2 District.

CITY AND COUNTY } ss.  
OF NEW YORK.

of No. 143 W 17 Street, aged 54 years,  
occupation Coachman being duly sworn, deposes and says, that  
on the 17th day of April 1894 at the City of New York,  
in the County of New York,

and feloniously  
he was violently ASSAULTED and BEATEN by Michael Feeley

who struck deponent twice on the  
head with a bale stick knocking  
him down & cutting him severely  
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 20

day of March 1893 }

John P. Morris

H. Long  
Police Justice.

0374

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael Feely* 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 Feely*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *4 W 17 - St 3 ms*

Question. What is your business or profession?

Answer. *Brickman*

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 done it in self defence**Michael Feely*

Taken before me this

day of *March*189*5**John W. McVey*  
Police Justice.

0375

Sec. 151.

POLICE COURT, 2 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* Thomas Long  
of No. 143 W-17 Street, that on the 17 day of April  
1894 at the City of New York, in the County of New York,

he was violently **Assaulted** and **Beaten** by

Michael Feeley

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

**These are Therefore,** in the name of the PEOPLE of the State of New York, to command you, the said  
*Sheriff, Marshals and Policemen* and each and every of you, to apprehend the said Defendant and bring him  
forthwith before me, at the 2d 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

20 day of March 1893

John P. Morris POLICE JUSTICE.

0376

8<sup>10</sup> A.M. 237 W Ireland Hochman & His 21 W 17 Street

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 188

Police Justice

Police Court 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Long

vs.

Michael Feeley

Warrant A. & B.

Dated March 20 1883

Forbis Magistrate.

Gravelly Officer

The Defendant Michael Feeley

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

James J. Gravelly Officer.

Dated March 21 1883

This Warrant may be executed on Sunday or at  
night.

Police Justice.

0377

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 Mch 22 1893 John P. Petrosich Police Justice.

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

Dated 18 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 18 Police Justice.

03

BAILED,

No. 1, by Henry Nobel  
Residence 141 E. 28th St Street.

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

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

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

\$500 Bail for Est<sup>d</sup> Mar 22/93 2 PM

227 2<sup>d</sup> 327  
Police Court--- District.

THE PEOPLE &c.,  
ON THE COMPLAINT OF

H.P. Long  
143 W. 32<sup>d</sup> St  
Michael Feilley

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

Office Chauk

Dated Mch 21 1993

Voorhes Magistrate.

Connolly Officer.

Cant Precinct.

Witnesses Francis Bennett

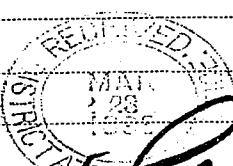
P.O. 7th Ave 123 W 10<sup>th</sup> St Street.

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

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

\$ 500 to answer

Commelled Inst 2





0379

DR. W. F. WRIGHT,  
55 WEST 10TH STREET,  
NEW YORK.

March 20-1893

Re When is - May Concern  
This is to certify  
that on April 17<sup>th</sup> 1890 I  
was called to treat Mr  
Thomas Long and found  
him suffering from concussion  
of Brain and two large  
lacerated wounds of scalp  
His injuries having been  
caused by a blow upon  
the head with some  
blunt instrument. The  
blow was received upon  
the back of, the right ear  
which organ is still in-  
flamed as result of the  
blow.

W F Wright M.D.

0380

430

**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 Feely

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

Michael Feely

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

The said

Michael Feely

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

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

Thomas Lang  
Michael Feely

with a certain ~~case~~ stick which the said

Michael Feely

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

0381

SECOND COUNT—

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

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

The said *Michael Feely*

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

~~with a certain~~ in the peace of the said People then and there being, feloniously  
did wilfully and wrongfully make another assault; and the said *Michael Feely*  
the said *Thomas Lang*  
with a certain ~~knife~~

which ~~the~~ the said *Michael Feely*

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

DE LANCEY NICOLL, District Attorney.

0382

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Ferraro, Alfonso

**DATE:**

03/21/93



4690

Witnesses:

C. D. Seely

Counsel,

*[Signature]*

Filed,

*[Signature]* 1893

Pleads,

*[Signature]*

THE PEOPLE

vs.

B

Alfonso Garza

VIOLATION OF THE EXCISE LAW.  
[Comp. Act, Laws of 1892, § 32].  
(Penalty to Minor.)

I hereby consent and desire  
this case against me be sent to  
Court of Special Sessions for  
and final disposition.

*[Signature]* 1893

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

*[Signature]*

Foreman.

0384

1998

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Alfonso Ferraro*

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

*Alfonso Ferraro*

of the crime of SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER TO A CHILD actually and apparently under the age of sixteen years, committed as follows:

The said

*Alfonso Ferraro*

late of the City of New York, in the County of New York aforesaid, on the 5<sup>th</sup> day of March in the year of our Lord one thousand eight hundred and ninetythree, at the City and County aforesaid, certain strong and spirituous liquors, and certain wines, ale and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to one *Domenico Tanno* who was then and there a child actually and apparently under the age of sixteen years, to wit: of the age of *Eleven* years, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

0385

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Ferrello, Domenico

**DATE:**

03/15/93



4690



Witnesses:

C. Farallo

Pat. Corcoran

Counsel

Filed

day of March 1893

Pleads

THE PEOPLE

vs.

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

4  
John  
39  
Renee Berrell

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John W. Keaton  
Jury April 10, 1893 Foreman.  
Guilty and convicted  
of Assault in the 2nd Deg.

6 months

0387

**A. L. GERMANSKY,****PASSAGE TICKETS for all STEAMERS**

TO AND FROM EUROPE.

**DRAFTS**

ON ALL THE PRINCIPAL CITIES OF EUROPE.

Money Orders &amp; European Express.

30 Canal Street, New York.

No. **11906**New York, April 18<sup>th</sup> 1892Received from *And Rudz in*  
*Twenty*  $\frac{80}{100}$  Dollars,for the remittance of *Forty*  $\frac{80}{100}$  Dollars  
to be forwarded to *And Rudz in* *Rudnik*Der *Pawno Ruski Gm. Sroczko Olomok*  
*Wied Augustow. Gal. Szwed.*  
or *40. Rud*A. L. GERMANSKY.  
Per *H. W. B. B. B.*

0300

*filed March /93*

**Court of General Sessions.**

**City and County of New York.**

**Part II.**

-----X  
The People

vs

Domenico Ferrello.  
-----X

Before the

Hon. James Fitzgerald,

and a jury.

**Indicted for assault in the second degree.**

**Indictment filed March 15th, 1893.**

**Tried April 10th, 1893.**

-----X  
**Appearances:**

**Assistant District-Attorney Mc Intyre for the People.**

**L. S. Chanler, Esquire, for the Defense.**  
-----X

*Shore, 1893*

0389

2

C A R M I N O F E R R E L L O, called by the People, being duly sworn, testified, through the official interpreter that he lived at No. 35 Mulberry street. He was a butcher. On the 27th day of February he had a push cart and was selling fruit and vegetables. The defendant was his father-in-law. He, the witness, and the defendant had a basement where they conducted a butcher business together. On the 27th of February he, the witness, went down to the basement and asked the defendant for the accounts. The defendant replied that there were no accounts to be shown, because there was a loss of \$50. He, the witness, said, "Show me the accounts and then I will give you \$25 for my part. When he, the witness, told the defendant this, the defendant rushed at him with a knife. He, the witness, ran to the door with the defendant after him. He, the witness, was frightened and ran away. He went to the station house and reported the case. Two officers went back with him. They told him to go down into the butcher shop and if the defendant threatened him, they would arrest the defendant. They arrested the defendant. In cross-examination the witness testified that the store now

0390

3

belonged to the defendant, but at the time of the trouble belonged to both of them. They were partners. There was no contract document, because they were father-in-law and son-in-law. He, the witness, and the defendant had a discussion the Friday before the assault, and they also had words together on the morning of the assault. The defendant owed him \$20 and wanted him to take \$10 and come back on Monday. The trouble between them commenced on Friday and ended with the assault the next Monday. The defendant did not chase him into the street or come from behind the counter. He, the witness, did not know if the defendant took up the knife or had it in his hand, but the defendant told him to get out of the place at once. He did not see the defendant with the knife in his hand.

P A T R I C K C O R C O R A N, called by the People, being duly sworn, testified that he was an officer attached to the Sixth Precinct. He arrested the defendant in the butcher shop No. 38 Mulberry street, on the 27th of February, on the complainant's complaint. He went into the shop with the complainant. The defendant grabbed the knife and tried to get at the complainant. The complainant ran and the customers grabbed the defendant

0391

4

and the defendant threw the knife into the window.  
The witness arrested the defendant, who did not speak English.

\*\*\*\*\*

JOHN F. MITCHELL, a witness for The People, sworn, testified, that he was an officer of the 6th Precinct. He was on the sidewalk when the other officer came up with the defendant. They went to the station-house. Officer Corcoran brought the knife with him.

\*\*\*\*\*

DOMINICO FERRELLO, the Defendant, sworn, testified, in his own behalf, that at the time of his arrest he had both of his hands in his pockets. He did not try to stab the complainant. He had lived in this country three years. He did not chase the complainant with a knife. The complainant married his, the witness's, daughter.

In

#### CROSS - EXAMINATION

the witness testified that he gave the complainant \$20 not to press the case against him. The complainant

0392

5

gave the knife to the officer.

In

R E - D I R E C T - E X A M I N A T I O N

the defendant testified that the \$20 he gave his son-in-law was in settlement of the complainant's claim upon him.

\*\*\*\*\*

MICHAEL LIVORI a witness for the defense, sworn, testified that he was the defendant's assistant in the butcher shop, and was in the shop on the morning in question. The defendant did not try to stab the complainant with the knife. He did not see the defendant chase the complainant with a knife. They were father-in-law and son-in-law. They liked each other.

In

C R O S S - E X A M I N A T I O N

the witness testified that the complainant and the defendant had a few words over their accounts, but did not get mad. The defendant told the complainant to make up his accounts and he, the defendant, would pay him. He, the witness, did not see anybody use a knife



0393

6

and the defendant did not chase the complainant with a knife. When the officers arrived he saw the complainant take up the knife and hand it to the officer. He, the witness, knew that the defendant paid the complainant \$20. to withdraw the complaint.

////////

0394

Police Court— District.

1081

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

of No. 35 Mulberry Street, aged 35 years,  
 occupation Butcher being duly sworn,  
 deposes and says, that on the 27th day of February 1893 at the City of New  
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Domènico Terrelli (nowhere)

who feloniously threatened  
to cut and stab a person  
with a butcher knife

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

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

Sworn to before me, this

day

of

1893

Domènico Terrelli

A. J. White Police Justice.

0395

Sec. 198-200.

1883

District Police Court.

City and County of New York, ss:

*Louise Corrado* 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 a 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.

*Louise Corrado*

Question. How old are you?

Answer.

*47 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*39 Mulberry St. 3 years*

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 think will tend to your exculpation.

Answer.

*I am not guilty*  
*Louise Corrado*  
*mark*

Taken before me this

day of

1913

Police Justice.

0396

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 \_\_\_\_\_

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

Dated, *July 24* 189*3* \_\_\_\_\_ *A. J. White* Police Justice.

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

Dated, *July 27* 189*3* \_\_\_\_\_ *A. J. White* Police Justice.

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

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

030

BAILED,

No. 1, by Pasquale Chilillo  
Residence 34 Mulberry Street.

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

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

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

81 /  
Police Court--

232  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Amelio Ferraro  
35 Mulberry  
Launched Ferraro

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

Dated, Jan 22 189 3

White Magistrate.  
Conoran & Metters Officer.  
6 Precinct.

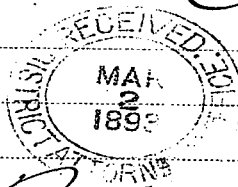
Witnesses

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

No. Bulwer Street.

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

\$ 50 to answer Lo



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Ramonico Herrero*

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

*Ramonico Herrero*

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

The said

*Ramonico Herrero*

late of the City and County of New York, on the *Twenty-fourth* day of *February* in the year of our Lord one thousand eight hundred and ninety-*eight*, at the City and County aforesaid, in and upon one

*Ramonico Herrero*  
in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said

*Ramonico Herrero*

with a certain

*knife*

which

the said

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



SECOND COUNT—

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

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

The said

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

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault; and the said the said with a certain

which the said

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

DE LANCEY NICOLL, *District Attorney.*



0400

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Fiero, Washington I.

**DATE:**

03/20/93



4690

0401

POOR QUALITY  
ORIGINAL

Witnesses:

*Wm. J. Smith*

Counsel.

Filed,

day of

1893

Pleas,

279  
*Perlinjer*  
*30th March*  
*Guilty*

THE PEOPLE

vs.

*Washington J. Fiero*

*off of pre term*  
*45.11*

*Grand LARCENY, 2nd degree*  
**(MISAPPROPRIATION.)**  
(Sections 593 and 594 of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Part I

May 5

A TRUE BILL.

*Wm. W. Heater*  
*May 9/93*  
Foreman.

*Tried & acquitted.*



0402

POOR QUALITY  
ORIGINAL

Witnesses:

*Wm. J. Smith*

Counsel.

Filed,

Pleads,

279  
*Bealinger*  
*30th March* 1893  
*Wm. J. Smith*

THE PEOPLE

vs.

*Washington J. Fiero*  
*off of pri term*  
*Wm. J. Smith*

*Grand LARCENY, 2nd degree*  
(MISAPPROPRIATION.)  
(Sections 528 and 53 / of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

*Part I*  
*May 5*

A TRUE BILL.

*Wm. J. Heaton*  
*May 9 / 93*

Foreman.

*Oried* *Wm. J. Heaton*

0403

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

Affidavit—Larceny.

City and County of New York, ss:

William J. Smith  
of No. 142 East 97<sup>th</sup> Street, aged 24 years,  
occupation of a Salesman and being duly sworn,  
deposes and says, that on the 4<sup>th</sup> day of February 1893 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
session of deponent, in the following property, viz:

Two Watches together of the Value  
of Eighty eight dollars

the property of Naasan Watch Company 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 J. Tiero

from the fact that at about said  
date the defendant applied to said  
Company for the position of agent  
or Salesman, and presented references  
and at the request of said references  
said Company authorized deponent to  
furnish the defendant with said watches  
as samples on Memorandum with the  
understanding that at the expiration  
of five days the defendant was to return  
said watches and at the expiration of five  
days the defendant failed to return said  
watches and still retains the same  
wherefore deponent charges said defendant

Subscribed and sworn to before me this 11<sup>th</sup> day of February 1893

Police Justice

with failing to return said watches and  
with appropriating said watches to his  
own use and saying that said  
defendant may be apprehended and  
dealt with according to law  
Sworn to before me

this 20<sup>th</sup> day of March 1893, W. J. Smith.

Wm. Melde,  
Police Justice



0405

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Washington I Fiero* being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is his right to make a statement in relation to the charge against him, that the statement is designed to enable him if he sees fit, to answer the charge and explain the facts alleged against him, that he is at liberty to waive making a statement, and that no waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *Washington I Fiero*

Question. How old are you?

Answer. *36 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *151 West 90th St New York*

Question. What is your business or profession?

Answer. *Salesman*

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**Washington Irving Fiero*

Taken before me this

day of

189

Police Justice.

0406

Sec. 151.

1847

Police Court.....District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the  
OF NEW YORK, } County of New York, or any Marshal or Policeman of the City of New York:

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 William Smith of No. 142 East 97 Street, that on the 4th day of Feb 1893, at the City of New York, in the County of New York, the following article, to wit:

Two Watches together  
of the value of Eighty Eight Dollars,  
the property of Chas. Car and Custody of Complainant  
w. As taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by Washington O. Peters

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 bod of the said Defendant and forthwith bring 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 20 day of March 1893

Marshall  
POLICE JUSTICE.



0407

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 Olufson

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, March 23 1893

H. A. Veldt Police Justice.

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

Dated, March 24 1893

H. A. Veldt Police Justice.

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

Dated, \_\_\_\_\_ 189

\_\_\_\_\_ Police Justice.

040

BAILED,

No. 1, by Mary A. Stephens  
Residence W. Boulevard Street.  
Box 95796 at.

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

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

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

P 330 W 279- 343  
Police Court, District,

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William Smith  
Washington Diers

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

Dated, March 23 1893

Welde Magistrate.

Kick Officer.

Corn Precinct.

Witnesses \_\_\_\_\_

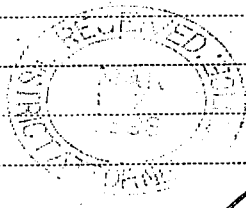
No. \_\_\_\_\_ Street.

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

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

\$ 1000 to answer

of District  
for 24th 2nd Hk.  
1000 Bail





0409

Pepper, A  
N.Y. Jan 12<sup>th</sup> 1893

Gents

I think I can do some  
business for you. I have  
had fifteen years experience  
as city salesman, have a  
large acquaintance & can  
furnish excellent reference.  
Hoping you will favor me  
with a reply I am

Yours Truly

W. J. Fiero.

85 West 104<sup>th</sup> St

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Washington I. Fiers*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Washington I. Fiers*  
of the CRIME OF *Grand LARCENY, in the second degree*, committed  
as follows:

The said *Washington I. Fiers*

late of the City of New York, in the County of New York aforesaid, on the *fourth*  
day of *February*, in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, being then and there the *clerk*  
and servant of a certain corporation known  
as the *Russian Watch Company* —

and as such *clerk and servant* then and there having in his  
possession, custody and control certain goods, chattels and personal property of the said

*Corporation*

the true owner thereof, to wit:

*two watches of the*  
*value of forty-four dollars*  
*each.*

the said *Washington I. Fiers* afterwards, to wit:  
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
did feloniously appropriate the said *watches*

to his own use, with intent to deprive and defraud the said *corporation*  
of the same, and of the use and benefit thereof; and the same goods, chattels and personal  
property of the said *corporation*

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

DE LANCEY NICOLL,

*District Attorney*

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further accuse  
the said *Washington I. Fiers*

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

The said *Washington I. Fiers*

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

*two watches of the value of  
forty - four dollars each*

of the goods, chattels and personal property of ~~one~~ a certain corporation  
*known as the Nassau Watch Company*

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

*De Lancey Nicoll  
District Attorney*



04 12

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Fitzgerald, Michael

**DATE:**

03/29/93



4690

04 13

**BOX:**

515

**FOLDER:**

4690

**DESCRIPTION:**

Coulter, Charles

**DATE:**

03/29/93



4690



0414

Witnesses:

Charles Christian  
Walter Good

In the case of Donat  
between any emigration  
can be had upon the  
there is possession of  
the people. I suggest that  
the people be examined  
May 13, 1893  
J. H. M. M. M.  
J. H. M. M. M.

Counsel,

Filed  
Pleads,  
29 March 1893  
M. M. M. M.

THE PEOPLE

vs.

Michael Fitzgerald  
and  
Charles Coulter

Burglary in the Third Degree.  
[Section 498, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Put this on with  
Michael O'Brien  
Burglary

A TRUE BILL.

M. M. M. M.

Foreman.  
Jury - April 13, 1893.  
Our Brother of District  
Attorney Indictment  
Dismissed.

0415

Police Court—4 District.City and County } ss.:  
of New York,of No. 96 Essex  
occupation PainterWalter Good

Street, aged \_\_\_\_\_ years,

being duly sworn

deposes and says, that the premises No. 625 East 18 Street, 18 Wardin the City and County aforesaid the said being a Four story and basementBrick Storage House the basement of whichand which was occupied by deponent as a Storage House

and in which there was at the time a human being, by name \_\_\_\_\_

were **BURGLARIOUSLY** entered by means of forcibly bursting openthe door leading from the street to the cellarof said premises by prying the same openwith a cant rumpon the 13 day of March 1893 in the day time, and the

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

Ten thousand dollars worth of costumesthe property of Rainfeld Brothersand deponent further says, that he has great cause to believe, and does believe, that the aforesaid **BURGLARY** was committed and the aforesaid attempted to be property taken, stolen and carried away byCharles Coulter

for the reasons following, to wit: that deponent securely fastened said door  
on the night of the 12<sup>th</sup> day of March 1893 and found  
the said door open in the morning of the 13<sup>th</sup> of March  
1893 and found this defendant in company with two other  
other persons about said premises before and after  
said door had been forced open. Deponent is informed  
by Charles C. Webber of 633 East 15<sup>th</sup> that that he  
advised the defendant in company with others about the  
door of said premises before and after the said

premises had been forcibly entered. Myself  
deponent charges this defendant with Burglary.

Walden Good

Sworn to before me  
this 20<sup>th</sup> day of March 1893 }  
H. H. Wheeler  
Police Justice

Walden Good

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, ss.,  
on the complaint of

vs.

1  
2  
3  
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witness.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.



0417

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 34 years, occupation Manufacturer of No. 632 East 15th Street, being duly sworn, deposes and

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

Sworn to before me this 20 day  
of March 189 3

A. C. Weber

W. M. M. M. M. Police Justice.

Answer. I am not guilty.

Chas. Coulter

Taken before me this

day 20 of March 189 3

W. M. M. M. M.

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 \_\_\_\_\_

*Gilty* thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of  
Fifteen 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, March 20 1893 H. T. M. Police Justice.

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

Dated, ..... 189..... Police Justice.

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

Dated, ..... 189 .....



041

274  
Police Court---330  
District.THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Walter Good

96 Essex  
Charles Conner

2

3

4

Offense

Burglary

Dated, March 20 189 3

McM Magistrate.

McM Officer.

18 Precinct.

Witnesses

Chas. C. Webber

632 East 15th Street.

No. Street.

No. Street.

\$ 1500 to answer G.S.

Cann

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0420

New York, March 29<sup>th</sup> 1893

To whom it may Concern

T THOMAS CUNNINGHAM, DR.  
CONTRACTOR,NO. 602 E. 15<sup>TH</sup> STREET.

The Beamer Michael Fitzgerald  
has worked for me as a house boy  
for twelve months. I have always known him  
to be a very industrious boy, working all  
the time with the perseverance of an  
aged person. Also I used always  
advising him, for his lack in keeping  
out of the company of those & kept  
more mischievous boys which got the  
little fellow unfortunately into trouble

Edward Cunningham

Manager



0421

DEALERS IN  
SWEET BREADS,  
SAUSAGES,  
BEEF TONGUES,  
BEEF LIVERS,  
BEEF HEARTS,  
BEEF KIDNEYS,  
OX TAILS  
AND TRIPE.

New York, 189

On BOUGHT OF MILLER BROS.,  
**BUTCHER SUPPLIES,**

TERMS NET CASH. 207 EAST 7th STREET.

To Whom it may concern

This is to certify that Charles  
Coulter has been in my employ for the past 6 months  
and found him to be a sober and Industrious young  
man and it gives me pleasure to recommend him

Yours Respectfully

Miller Brothers

0422

Police Court—4 District.

City and County } ss.:  
of New York,

of No. 96 Essex Street, aged 19 years,  
occupation Painter being duly sworn

deposes and says, that the premises No. 625 East 15<sup>th</sup> Street, 18 Ward  
in the City and County aforesaid the said being a Four Story Brick  
Building and the basement  
and which was occupied by deponent as a Storage Basement  
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly opening a cellar  
door leading from East 15<sup>th</sup> Street into said  
basement

on the 13 day of March 1893 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of  
Scenery and Stage Costumes of the value of  
about ten thousand dollars & the property of  
Rosenfield Brothers and in deponent's care  
and custody

the property of Rosenfield Brothers  
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 O'Brien - (already held) and Michael  
Fitzgerald now here

for the reasons following, to wit: that deponent securely fastened and  
locked said door on Sunday Evening March 12<sup>th</sup> 1893.  
Deponent found the said door had been forced open on  
Monday Morning March 13<sup>th</sup> 1893. and is informed  
by Charles E. Weber of 633 East 15<sup>th</sup> Street that he  
saw the defendant in company with others force open the  
said cellar door by using a truck using wherefore deponent  
charges the defendant with Attempted Burglary.  
Walter Good

Norm & John me also  
17<sup>th</sup> day of March 1893  
Michael O'Brien  
Fitzgerald



0423

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 32 years, occupation Manufacturer of No. 633 East 15<sup>th</sup> Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Walter Good and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 17 day }  
of March 1893 }

C. Weber

W. M. M. M. M. Police Justice.

0424

Sec. 198—200.

X District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.*Michael Fitzgerald*

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

Question. What is your name?

Answer.

*Michael Fitzgerald*

Question. How old are you?

Answer.

*15 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*614 E 16 St 3 months*

Question. What is your business or profession?

Answer.

*Drum*

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-**Michael Fitzgerald*

Taken before me this

day of

*March*

189

*8*

Police Justice.



0425

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

Dated, March 17 1893. W. M. [Signature] Police Justice.

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

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

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

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



042

274 H 309  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Walter Grist  
96 E. 12th St.  
Michael Fitzgerald

Offense  
Attampit  
Burglary

2  
3  
4

Dated, March 17, 1893

W. E. Mahon Magistrate.

W. M. Ames Officer.

18th Precinct.

Witnesses Charles E. Hebl

No. 633 E 15th Street.

Edward Germley

No. 108 East 23rd Street.

No. Street.

\$ 1000 to answer G. S.

RECEIVED  
MAR 20  
1893  
DISTRICT ATTORNEY

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

**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 Fitzgerald  
and  
Charles Coulter

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

Michael Fitzgerald and Charles Coulter  
of the crime of attempting to commit

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

The said Michael Fitzgerald and Charles Coulter, both

late of the 18th Ward of the City of New York, in the County of New York aforesaid, on the  
thirteenth day of March — in the year of our Lord one  
thousand eight hundred and ninety-three in the day — time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the building of  
one Theodore Rosenfeld —

attempt to  
there situate, feloniously and burglariously did break into and enter, with intent to commit some  
crime therein, to wit: with intent the goods, chattels and personal property of the said Theodore  
Rosenfeld in the said building  
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.

W. Lacey Swooll  
District Attorney.