

0008

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Gabriel, Charles

**DATE:**

10/23/90



3816

0009

**BOX:**

**413**

**FOLDER:**

**3816**

**DESCRIPTION:**

Nelson, Joseph A.

**DATE:**

**10/23/90**



3816

00 10

Witnesses;

Joseph Kott

Officer Woodward

Mrs. Kott

Part II  
Feb 27. No 2 was the day  
1891 tried and acquitted. There  
is no evidence against  
No 1 on which the  
People can hope for a  
conviction. Therefore  
recommended that the  
indictment against No 1  
be dismissed

W. D. Macdonald

Deputy

& c

postponed

187

No 2. Haine

Counsel,

Filed

day of

18

Pleads,

THE PEOPLE

vs.

Charles Gabriel

and

Joseph A. Nelson

11<sup>20</sup> A. M.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Feb 27/91

Foreman.

Indictment Dismissed

Grand Larceny Second degree  
[Sections 528, 534, 535 Penal Code].

0011

Sec. 192.

*OTH*  
District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before *John Lockman* a Police Justice  
of the City of New York, charging *Charles Gabriel* Defendant with  
the offence of *Robbery*

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 hear-  
ing thereof having been adjourned,

We, *Charles Gabriel* Defendant of No. *636*  
*German Place* Street, by occupation a *Iron Moulder*  
and *Henry J. Bopp* of No. *785* *Westchester Av.*  
Street, by occupation a *Carpenter* Surety, hereby jointly and severally undertake that  
the above named *Charles Gabriel* Defendant  
shall personally appear before the said Justice, at the *6th* 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 *Four*  
Hundred Dollars.

Taken and acknowledged before me, this *25* day of *July* 19*08*,  
*John Lockman* POLICE JUSTICE.  
*Charles Gabriel*  
*Henry J. Bopp*



0012

CITY AND COUNTY } ss.  
NEW YORK, }

Sworn to before me this  
day of July 1881  
Police Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth Two 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 a one - six interest in the

undivided estate of Joseph H. Boff,  
deceased of a house and lot No 604  
Robbin's Cr of the value of Twelve thousand  
dollars, whose undivided interest  
will amount to about Two thousand  
dollars.

Henry J. Boff

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the day of

188

Justice.

Police Court 6th District.

CITY AND COUNTY } ss.  
OF NEW YORK.

Joseph Scott

of No 636 B'way Place 150th Street,

being duly sworn, deposeth and saith, that on the 24th day of Aug 1890, at the 9th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the ~~possession of~~ <sup>the possession of</sup> deponent ~~by force and violence~~, without his consent and against his will, the FOLLOWING PROPERTY, VIZ:

Eighty Seven dollars in money being currency of the United States, known as Bank Bills, in the denomination of "Fives" & one two dollar Bill, together with a one half dollar coin, the currency of the United States.

of the value of the value of Eighty Seven & one half DOLLARS, the property of Joseph Scott of said

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 Charles

Gabriel, as principal, and by Joseph A. Nelson as

accessory, ~~from the~~ <sup>from the</sup> ~~following~~ <sup>following</sup> circumstances;

the said property was left in deponent's room, on 24th day of August, that the keeper, deponent's wife went out, while

it was the morning too young children in said room, and that when she returned, she looked for the money & it was

gone as deponent's wife tells him, that afterwards

one of the said said Nelson took deponent. That

on August 24th deponent's money was taken. He met said Gabriel on the stairs with a roll of money in his hands and that he had got it down stairs, and that Nelson

gave to him a note to see if you'd give me two dollars and that Nelson then gave him two dollars of the money

Sworn before me, this 18th day of August 1890, at New York, N.Y.  
Police Justice.

0014

he held in his hands, & I saw said Nelson took it. I saw  
both Gabriel & Nelson live in the same house that report  
a corpse. I saw them living in the basement. Nelson on the  
first floor, and Gabriel on the top floor.  
Subscribed & Sworn In the presence of Scott  
Before me this 25th day of Aug 1890  
J. O. M. Coonan, Police Justice

Police Court— District.

THE PEOPLE, & c.  
ON THE COMPLAINT OF

vs.

James J. Harvey

Dated

188

Magistrate.

Officer.

Witnesses:



City & County of New York's *Alfred*  
 Lockwood a police officer of 33 Precinct  
 being duly sworn says that in a conversation  
 with Joseph A. Nelson on the 14th day of  
 Aug 1890, he Nelson admitted to & told the  
 ponent him, that same day, he met  
 Charles Gabriel on the stairs coming up  
 from the room in the basement of Joseph  
 Scott, with a roll of Bank Bills in his  
 hands. & <sup>he</sup> asked Gabriel what he was doing  
 there & Gabriel showed him the roll of  
 100's & said he had got it down stairs,  
 then deponent said if you don't give  
 me some "ditto" only gain & he gave  
 him two dollars from the roll he held  
 in his hands - Scott lives in the basement  
 of No 636 Second Street St. Nelson  
 on the 1st floor & Gabriel on the top  
 floor of the same house. & deponent under  
 Scott Nelson to say it was on the  
 stairs of that house where he met  
 Gabriel

Subscribed & Sworn *William J. Lockwood*  
 Before me Aug 25, 1890  
*John Cochran* Police Justice



00 16

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

6th District Police Court.

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

Question. What is your name?

Answer. *Charles Gabriel.*

Question. How old are you?

Answer. *21.*

Question. Where were you born?

Answer. *U. S.*

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

Answer. *636 German Place; 3 months.*

Question. What is your business or profession?

Answer. *Iron Moulder*

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

Answer. *I am not guilty.**Charles Gabriel*

Taken before me this

day of

188

*John J. O'Donnell* Police Justice.

0017

Sec. 108-200.

CITY AND COUNTY }  
OF NEW YORK, ss.

*6th*  
District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Joseph Albert Nelson*

Taken before me this

day of

189

*John J. ...*  
Police Justice.

0018

CITY AND COUNTY }  
OF NEW YORK, } ss.

Mary Anne Scott.

aged 24 years, occupation house worker of No.

636 Sunnyside Place 150th Street, being duly sworn deposes and

says, that she has heard read the foregoing affidavit of Joseph Scott

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

Sworn to before me, this 25  
day of Aug, 1890

Mary Ann Scott

John Cochran  
Police Justice.



0019

1177  
Police Court---  
District

THE PEOPLE, vs.,  
ON THE COMPLAINT OF

BAILED,

No. 1, by *Thomas J. B. B.*

Residence *1830 West 11th Street*

No. 2, by *Amos M. Wilson*

Residence *636 Grammer Street*

No. 3, by

Residence

No. 4, by

Residence

Dated *July 25 1890*

Offence *Delony*

*Charles Gabriel* Magistrate

*Joseph A. Nelson* Officer

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

*John J. B. B.* Precinct

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

*Charles Gabriel and Joseph A. Nelson*

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

Dated *July 25 1890* *John J. B. B.* Police Justice.

I have admitted the above-named *Charles Gabriel and Joseph A. Nelson* to bail to answer by the undertaking hereto annexed.

Dated *July 26 1890* *John J. B. B.* Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



0020

Form No. 1

# THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an U.

THOS. T.

REPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

TERT, General Manager.

NORVIN GREEN, President.

NUMBER

SENT BY

RECD BY

CHECK

219m Ca KH 13 Pd

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. Dec 13 1890

Dated

To Pete Boylan

District Atty  
Office New York  
Hold Case only heard  
today wire father Mc Hale  
Mosher St Balto for  
me C. Conner





That on or about the first day of December, last past, the deponent made every effort in his power to find the said Father O'Conner and that on the 13th. day of December, last past, said O'Conner telegraphed to Mr. Boylan from Baltimore, which telegram is hereto attached and made a part of this affidavit and marked Exhibit "A". that believing and relying upon the statement made in said telegram deponent caused his Attorney R. J. Haire Esq. to write to the address given in said telegram to said O'Conner and that deponent also wrote and mailed a letter some five or six days ago to said O'Conner at the address mentioned in said telegram but so far has received no reply and at present does not know where said Father O'Conner is and further deponent says not.

colony? were each? either to the State or to the

just on the same? either to the State or to the

Deponent further says that he has fully and fairly stated all the facts in said case to his Counsel, by him who is advised after such statement, so made, that he has a good and meritorious defense upon the merits.

Deponent says that this application is not made for delay merely but to enable him to procure the evidence of said witness without whose testimony <sup>he cannot</sup> safely proceed to trial.

Deponent further says that no adjournment has been had on application of deponent.

Subscribed and sworn to

before me this 18<sup>th</sup> day

of February 1891.

~~Frank Waters~~

~~Clerk of Deeds~~

~~in & City~~

John A. Hooper

Notary Public

Supplem. Comy.

Comp. filed in  
N.Y. Co



City and County of New York SS.:

R. J. Haire being duly sworn deposes and says:-

That on the day upon which this case was last upon the calendar (to fix a day for trial) he wrote a letter to said Father O'Conner named in the annexed affidavit ~~and~~ Joseph A. Nelson, requesting him to be present at the trial today, and requesting an immediate reply, and that receiving no reply to said letter, he again wrote to said Father O'Conner on Saturday last, to the same effect and tenor as before, Deponent says that both of said letters were directed to said Father O'Conner in care of Father McHale Mosher Street Baltimore as in said telegram attached, ~~and~~ <sup>directed</sup> that the same were mailed in the said <sup>City of</sup> New York, postage prepaid but that no word or message of any kind has been received from said Father O'Conner.

Subscribed and sworn to  
before me this 18<sup>th</sup> day  
of February 1891.

*R. J. Haire*

*John C. Costello*  
Notary Public  
N.Y.C.

*J. C. C.*  
*J. C. C.*

*18*  
*J. C. C.*

0025

*Court of General Sessions Court.*

*The People & Co.*

*Plaintiff*

*Charles Gabriel and*  
*Joseph Nelson.*

*Defendant.*

R. J. HAIRE,  
# 25 Chambers  
~~140 & 151 Church~~ STREET,  
NEW YORK CITY.

*Attorney for Defendants*

To ..... Esq.

*Attorney for*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles Gabriel  
and  
Joseph A. Nelson*

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

*Charles Gabriel and Joseph A. Nelson*

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

The said

*Charles Gabriel and Joseph A. Nelson, both*

late of the City of New York, in the County of New York aforesaid, on the *24th*  
day of *July* in the year of our Lord one thousand eight hundred and *ninety*,  
, at the City and County aforesaid, with force and arms,

*Seventeen* promissory notes for the payment of money, of the kind commonly called United  
States Treasury Notes, of the denomination and value of *five* dollar *s* each; *Seventeen*  
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-  
nomination and value of *five* dollars each; *seventeen* United States Gold Certificates,  
of the denomination and value of *five* dollar each; *seventeen* United States  
Silver Certificates, of the denomination and value of *five* dollar *s* each;

*one* promissory note for the payment of money of the kind commonly called United  
States Treasury Notes, of the denomination and value of *two* dollar *s*; *one*  
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-  
nomination and value of *two* dollar *s*; *one* United States Gold Certificate,  
of the denomination and value of *two* dollar *s*; *one* United States  
Silver Certificate, of the denomination and value of *two* dollar *s*;

*one* silver coin of the kind called half dollars,  
of the value of *fifty* cents

of the goods, chattels and personal property of one

*Joseph Scott*

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

## SECOND COUNT—

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

*Joseph A. Nelson*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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

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

of the goods, chattels and personal property of one *Joseph Scott*  
*by one Charles Gabriel, and*  
by a certain <sup>other</sup> person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

*Joseph Scott*  
unlawfully and unjustly, did feloniously receive and have; the said

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

JOHN R. FELLOWS,  
District Attorney.



0028

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Gaffney, James

**DATE:**

10/30/90



3816

0029

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Pollock, John

**DATE:**

10/30/90



3816

0030

H. Jan. 1891

Witnesses;

R. P. Kersey

I find that the  
Woman John Pollock  
has departed this life.  
Her Indictment  
should therefore be  
my judgment to  
formally formally  
dismissed and should  
therefore recommend the  
dismissal of the same.

John R. Fellows  
Dist. Atty.

336  
Judge  
Clemens

Counsel,

Filed

day of

1890

Plea

25  
high for  
(H)

THE PEOPLE

vs.

James Gaffney

vs.

and

John Pollock

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

JOHN R. FELLOWS,

District Attorney.

Mr. Deane

23 Jan 1901

A True Bill.

City Prison for  
days

Foreman.

#1. Tried and convicted

A. O. of

on motion of counsel

Pollock's case goes off of  
January Term 91 4-5-01



John. Siskland or Callock  
was arrested on Thanksgiving  
night 1889 for assaulting Officer  
Luggan of the 3<sup>rd</sup> Precinct

also was arrested by Officer  
Wobbel of the 3<sup>rd</sup> Precinct

about 6 weeks after he was  
arrested for assault on Lawrence  
at 55<sup>th</sup> St and 8<sup>th</sup> Ave

Officer R. P. Hansen  
3<sup>rd</sup> Precinct

James Gaffney  
 was arrested on the  
 18th of July 1886 for  
 assault on Officer Schultz  
 34th Precinct

He was also assaulted a  
 man of about 18 on  
 the 19th of March 1889  
 the name of R. Gillin

Officer R. P. Hagan  
 31st Precinct

0033

Sec. 568.

District Police Court.

UNDERTAKING TO ANSWER. *Ex*CITY AND COUNTY }  
OF NEW YORK, } ss.

An order having been made on the 15<sup>th</sup> day of October 1890 by  
John Cochran Police Justice of the City of New York. That  
John Pollock be held to answer upon a charge of

Assault upon a Police Officer (Felony)

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

We, John Pollock Defendant of No. Jerome Ave  
and 173<sup>rd</sup> St Street; Occupation Teamster and  
John Leonard of No. Anderson Ave near Orchard Street;  
 Occupation Contractor Surety, hereby undertake jointly and severally  
 that the above-named John Pollock shall appear and answer the charge above-  
 mentioned, in whatever Court it may be prosecuted; and shall at all times render him self amenable to the orders  
 and process of the Court; and if convicted, shall appear for judgment, and render him self 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 15<sup>th</sup>  
 day of October 1890  
John D. Leonard POLICE JUSTICE.

John Pollock  
John D. Leonard



0034

CITY AND COUNTY }  
OF NEW YORK, } ss.

Sworn to before me this  
15th day of  
October  
1890  
John C. Bennett  
Police Justice.

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

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

and that his property consists of thirteen houses and eight  
trucks four carts, ten double sets  
of harness valued four thousand  
dollars above all encumbrances thereon

John C. Bennett

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
vs.  
Underlying to Answer.

Taken the day of 188

Justice.

Filed day of 188

0035

Sec. 568.

6<sup>th</sup> District Police Court.UNDERTAKING TO ANSWER. *Ex.*CITY AND COUNTY }  
OF NEW YORK, } ss.

An order having been made on the 15<sup>th</sup> day of October 1890 by  
John Cochran Police Justice of the City of New York. That  
James Gaffney be held to answer upon a charge of  
Assault upon a Police Officer (Felony)

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

We, James Gaffney Defendant of No. 172<sup>nd</sup> St - 2  
McComb's Dam Road; Occupation Teamster and  
Daniel Gaffney of No. 172<sup>nd</sup> St - McComb's Dam Road  
Street; Occupation Laborer Surety, hereby undertake jointly and severally  
 that the above-named James Gaffney shall appear and answer the charge above-  
 mentioned, in whatever Court it may be prosecuted; and shall at all times render him self amenable to the orders  
 and process of the Court; and if convicted, shall appear for judgment, and render him self 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 15<sup>th</sup>day of October 1890

John Cochran POLICE JUSTICE.

James Gaffney  
Daniel Gaffney  
Mark

0036

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John C. John Ave*  
Police Justice

Sworn to before me this

9th

1881

*Daniel Gaffney*

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 *Ten* Hundred Dollars,

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

and that his property consists of *two story frame house situated*  
*on 172<sup>nd</sup> St & West End Ave*  
*valued at - One Thousand and Five*  
*Hundred Dollars above all debts thereon*

*Daniel Gaffney*  
mark

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to Answer.

Taken the day of 188

Justice.

Filed day of 188



0037

Police Court— 6<sup>th</sup> District.CITY AND COUNTY  
OF NEW YORK, } ss.of No. 31<sup>st</sup> Precinct—

Street,

being duly sworn, deposes and says, that  
on Tuesday the 14<sup>th</sup> day of October  
in the year 1890 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

James  
Gaffney (now here). Deponent-  
arrested said Gaffney at 174<sup>th</sup>  
St. Jerome Ave. for intoxication  
and said Gaffney resisted  
arrest and struck deponent on  
the right shoulder with his clenched  
fist. Knocking him down and  
one John Pollock jumped  
and caught him by the throat. When  
deponent struggled from under  
his assaults said Pollock  
drew a knife and attempted  
to stab deponent and deponent  
then struck said Pollock  
on the left arm. ~~said~~  
~~Pollock is now at the~~  
~~hospital under arrest~~

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

of

October189015<sup>th</sup> dayRedmond P. KersyJohn C. Conner POLICE JUSTICE.

0038

Sec. 198—200.

6<sup>th</sup>  
11

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer.

John Pollock

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

New Jersey

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

Answer.

5 Jerome Ave & 173<sup>rd</sup> St - 6 months

Question. What is your business or profession?

Answer.

Steamer

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

Answer.

I am not-guilty

John Pollock

Taken before me this  
day of

1880

Police Justice.

0039

Sec. 198-200.

6<sup>th</sup>

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *James Gaffney*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *172 No 4<sup>th</sup> and McComb's Dam Road*

Question. What is your business or profession?

Answer. *Painter*

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. *Am not guilty**James Gaffney*

Taken before me this

day of

*October 1890**John J. O'Hara*  
Police Justice.



0040

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Boat 19- 24th Street

Boat 20- 24th Street

Boat 21- 24th Street

Boat 22- 24th Street

Boat 23- 24th Street

Boat 24- 24th Street

Boat 25- 24th Street

Police Court--- 16th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Richard P. Plunkett

No. 1

No. 2

No. 3

No. 4

Dated

Oct 15th 1890

Richard P. Plunkett

Magistrate

Officer

39th Precinct

Witnesses

No. 1

No. 2

No. 3

No. 4

No. 5

No. 6

Offence

Assault on a Police Officer (Battery)

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

James Gaffney and John Pollock

guilty thereof, I order that he be held to answer the same and they 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 18th Oct- 1890 Police Justice.

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

Dated Oct- 18th 1890 Police Justice.

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

Dated 18 Police Justice.

People

vs

John Fallock.

James Goffney

Asst 2<sup>nd</sup> Degree,

The defendant Goffney  
was disposed of by  
Judge Fitzgerald.

I suggest that the  
case of the other deft  
be placed on calendar  
of Part One & disposed  
of there.

May 17/92

Vernon M. Davis

Asst

Count of General Services  
in and for the City  
and County of New York

The People vs  
                    against  
James Goffney  
vs John Pollock

City and County of New York  
James Goffney and John  
Pollock jointly indebted  
being duly sworn says that  
Robert Hunter, James Murray  
and Daniel Goffney are  
material and necessary  
witnesses for the defense in  
the trial of this action and  
were examined in the Examin-  
ation before Justice Cockran  
at the Police Court - That  
the witness Daniel Goffney  
is the Father and Bread  
winner for James Goffney  
and he is now and has  
been confined to his bed  
with a serious illness for



more than two months, that  
 the witnesses Robert Hunter  
 and James Murray are  
 material witnesses for the  
 defense and are now at  
 New Haven where unknown  
 to these defendants, that  
 said witnesses were fellow  
 freshmen with these defen-  
 dants, in the spring of  
 the last summer at the  
 time of the alleged assault  
 but have since left said  
 summer's company - Defendants  
 have made diligent efforts  
 to procure the attendance  
 of said witnesses and  
 believe that they will be  
 able to do so - within one  
 week at the furthest -  
 I now to be sworn }  
 on the 14th day

January 1891

James P. Danvers

James Gaffney  
 John Pollock

Notary Public U.S.

0044

The People

~~By~~ vs

James Gaffney  
John P. Allock

Affidavit

filed January 14/91

THOS. O. WOOLF,  
West Farms Flour Mills,  
24th WARD.

New York City Jan 16<sup>th</sup> 1891

Dear Sir

I have known the young man Jas Gaffney who is now awaiting sentence for assaulting an officer for many years in fact since he was a child, and have never knew him to do a deliberate wrong or bad act except he had been drinking. as he is my neighbor and have knew him so long. If there is anything I have said that can make his actions less criminal in the eyes of the law I shall feel extremely glad.

Yours Most Respectfully

Thos. O. Woolf



Answer for

It gives me great pleasure  
to write that James has  
under a supervision  
of my care in the most  
perfect of the school of  
the "Academy" and that he  
has been the most successful  
in his studies and in his  
conduct.

He was my best scholar.

frank, studious and  
well behaved, that he  
won my warm regard.

On my visits to his  
home I found him  
a dutiful son, and  
attended with pleasure  
to his mother's encomiums.

It fills me with pain

to think of him in his  
present unhappy position,  
and I will rejoice  
if these words of mine  
assist in securing his  
release.

Very sincerely yours,  
Sarah E. B. Brown.

165 So. & Walton Ave.,  
New York City.



0048

JAMES A. FERGUSON, M. D.,

OGDEN AVENUE,

OFFICE HOURS:

UNTIL 9 A. M.

12 TO 1 P. M.

6 TO 7 P. M.

NEAR DEVOE STREET,

HIGH BRIDGE, D. V.

Jan 17 1891

Hon J. Fitzgerald

Sir

I have known  
Geo. Gaffney for the past  
Twenty years and know that  
he is not quarrelsome and  
is a hard-working man

He is the only support of  
Mother and three small sisters

His father has hectic con-  
sumption and will not live  
more than a month at  
farthest. If he is taken



from his family he will  
leave them in destitute cir-  
cumstances. In sentencing  
Gaffney I hope that on  
account of his family's con-  
dition you will give him  
the minimum sentence

Yours Very Respectfully

Geo. A. Ferguson M.D.

Trustee of Schools

23rd Ward

TORN PAGE

0050

COPIES OF THE NEW YORK TIMES  
in charge of Street and News 25, 0, 25, 141st  
No. 25, 141st Street  
2622 3d AVENUE, Cor. 141st Street.

New York, January 21<sup>st</sup> 1891

Hon Jas F Fitzgerald

My dear Judge:

A friend of mine,  
James Gaffney, appears before  
you this morning for sentence on  
some trivial matter (I believe)  
I would like to intercede on his  
behalf; be as lenient towards  
him as you possibly can, and  
abide yours truly.

Wm J. Murray



Hon. John Fitzgerald  
Dear Sir.

In the matter of the  
conviction of James Gaffney  
for assault in the 3<sup>d</sup> degree  
his father is dying - his Mother  
& three younger sisters are  
dependent upon him for  
their living, I would ask  
in their interest that you  
would in this case let  
your prerogative of Mercy  
be generously exercised  
in his behalf.

Yours  
Very Respectfully  
Schuyler Anderson



High Bridge,  
Jan. 16/91.

Dear Judge:

I am sorry for  
poor James Gaffney; he was  
a good young man until he  
met with bad company.  
I hope that you will be  
as merciful to him as  
possible on acct. of his poor  
father who is dying with  
Consumption, and his  
dear broken hearted mother.  
You know Charity Covereth

0053

a multitude of sins,  
and hope that you  
will have firm feet to act  
for on the Great Judgment  
Day.

Most respectfully,

Rev. J. A. Muller

N. Y. City

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James Gaffney and John Bollock*

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

*James Gaffney and John Bollock*

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

The said *James Gaffney and John Bollock*, both —

late of the City of New York, in the County of New York, aforesaid, on the *14th* day of *October*, in the year of our Lord one thousand eight hundred and *ninety*, at the City and County aforesaid, with force and arms, feloniously made an assault in and upon one *Redmond B. Kersey* —

then and there being, a *patrolman* of the Municipal Police of the City of New York, and as such *patrolman* being then and there engaged in the lawful *apprehension and detention of the said James Gaffney*. —

and the said *James Gaffney and John Bollock*, him, the said *Redmond B. Kersey* —

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent then and there and thereby to prevent and resist the lawful *apprehension and detention* of *the said James Gaffney* — as aforesaid, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.



0055

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Galgano, Dominico

**DATE:**

10/20/90



3816

0056

*Time should not be  
wasted by*

Witnesses:

*Officer Tamm*

*I have examined the  
within case and talked  
with the agent of S.P.C.C.  
The deft is plainly  
guilty of the crime  
charged in the indict-  
ment but I am of the  
opinion that the ends of  
justice would be  
reached by accepting a  
plea of guilty of assault  
in the 3<sup>d</sup> degt & therefore  
recommended the acceptance  
of such a plea.*

*Part 2 Oct 22/90*

*Wm J. Jerome  
Dep. Asst.*

*Motion to remove  
fine denied by  
Sept 21/91*

*169*

Counsel,

Filed

*20 Oct*

day of

1890

Pleads,

*Not Guilty*

*17*

THE PEOPLE

*H<sup>3</sup> Spring vs.*

*I*

*Dominico Galgano*

CRIME AGAINST NATURE.

[Sec. 303, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

*Andrew Little*

*Part 2 - Oct. 22/1890*

Foreman.

*Pleads Guilty of  
Assault 3<sup>d</sup> degree.*

*Pen 1 yr Fine \$150 -*

*JJ*

## Police Court, First District.

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

*William A. Finn*

of No. *100 East 23<sup>d</sup>* Street, in said City, being duly sworn, deposes and says, that a certain — male child called *Giovanni Tegra* [now present], under the age of sixteen years, to wit, of the age of *seven* years, is a necessary and material witness on behalf of the People of the State of New York in a certain criminal case now pending in the Court of *General* Sessions of, in and for the City and County of New York, entitled, The People against *Dominico Galgano*, wherein the said *Dominico Galgano* is charged with the crime of *Crime Against Nature*, under Section *303* of the Penal Code of said State, in that he, the said *Dominico*

*Galgano* on the sixth day of *October 1890* did unlawfully take the said *Giovanni Tegra* in a water closet situated at *43 Spring Street* in said *city*, and did then and there carnally know the said *Giovanni Tegra* in a manner contrary to nature

and that the said *Giovanni Tegra* will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his testimony at the instance of the people.

Wherefore, deponent prays that the said child *Giovanni Tegra* may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed temporarily to an institution authorized by law to receive children on final commitment, and to have compensation therefor from the City or County authorities, as a witness, to appear on the trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided, and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me, this

*13<sup>th</sup>*

day of *October* 18 *90*.

*William A. Finn*

*J. H. M. Ford*

Police Justice.



POLICE COURT First DISTRICT.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF



AFFIDAVIT.  
WITNESS.

7 yr. - H - Italy - 113 Spring St.

Dated October 13<sup>th</sup> 1890.  
J. Henry Ford Magistrate.  
G. W. C. C. Officer.  
L. P. C. C.

Disposition committed to The  
New York Society for the  
Prevention of Cruelty to Children.

0059

Dr. G. LAPENTA,  
OCULIST,  
202 Mott Street.  
From 8 to 10 a. m.—6 to 8 p. m.

New York. 9 Ottobre 1890.

Io qui sottoscritto certifico che avendo visitato Giovanni Viggio figlio di Giuseppe. il giorno 7 Ottobre corrente, ho constatato in lui i segni manifesti di stupro violento. L'orifizio anale era completamente dilatato ed annerito per forte cecimosi. Lo stato generale del Bambino era molto affievolito attesa la grande quantità di sangue cacciato dall'interno del retto. A malapena lo ho potuto fare una leggiera esplorazione digitale perché il Bambino era assai addolorato, gli era impossibile finanche la locomozione.

In fede di ciò.

Lapenta M.D.

0060

Translation of Dr. G. Lapenta's  
Certificate. -

New York 9<sup>th</sup> October 1890.

I hereby certify and sign  
my name to it, that after  
having examined Giovanni Tigo,  
son of Giuseppe, the 7<sup>th</sup> of October  
current year, I have found  
manifest signs of violence.

The orifice of the anus was  
completely dilated and sore  
by strong coital movements.

The general aspect of the  
child was of great feverish  
state. - The great quantity  
of blood that was expelled  
by the rectum was so great  
that I could but hardly  
make a slight examination,  
because the child was in  
such a state that it was  
impossible to bring him  
to locomotion. -

Truly testify to this  
(signed) G. Lapenta M.D.



1.

115 East 35 St.,

New York, Oct 10. 1890.

To Hon. Elbridge T. Gerry, Esq., President &c -  
Dear Sir -

I hereby certify that I have this, the tenth day of October 1890, examined Giovanni Negro, aged seven, who gave his address as 43 Spring Street, New York City, and have found the following conditions present.

Upon inspection a relaxed condition and a partial inversion of the anus was found.

Anterior to the anus, bordering upon it and in the median line of the body a deep red discoloration of the skin was seen, of the size of a one cent piece, and at one joint a dark red line which appears to have resulted from a recent partial rupture of the integument at this joint.

Completely surrounding the anus was a dark-blue ring, three-quarters of an inch in width due to an extravasation of blood

into the tissues lying <sup>2</sup> immediately under the skin.

Upon palpation the anus and parts immediately adjacent ~~were~~ extremely sensitive to the touch.

When the finger was passed into the cavity of the rectum great pain was caused, and a relaxed condition of both external and internal sphincters of the rectum was found.

It is my belief that the injuries noted above could only have resulted from the penetration of the anal orifice by some blunt instrument.

Very respectfully submitted -

(Signed)

J. Clifton Edgar M.D.  
October 10. 1890.

0063

## Police Court, First District.

City and County } ss.  
of New York,

William A. Fin

of No. 100 East 23<sup>d</sup> Street, aged 25 years,occupation Special Officer being duly sworn, deposes and says,  
that he has been informed by Sgt Giuseppe Negro age 7 years and verily believes  
that on the sixth day of October 1890, at the City of NewYork, in the County of New York, one Dominico Galgano

(now present) did carnally know  
a certain male person called  
Giuseppe Negro age seven years  
in a manner contrary to nature,  
in violation of Section 303 of the  
Penal Code of the State of New York.

In that he, the said Dominico Galgano on said day, did take  
the said Giuseppe Negro in a  
water closet or privy situated  
in the yard of number forty  
three Spring Street in said  
City of New York and did then  
and there take off the breeches  
worn by the said Giuseppe Negro  
and did then and there insert  
his naked penis, within the  
rectum or anus of the said  
Giuseppe Negro in violation  
of the laws aforesaid.

It heretofore deponent prays  
that the said Galgano may  
be dealt with according to  
law.

William A. FinSworn to before me  
this 9<sup>th</sup> day of October 1890.

Police Justice.



0064

Sec. 198-200. "

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Samuel Gaggans*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *43 Spring St. 4 years.*

Question. What is your business or profession?

Answer. *Post Boy*

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

Answer. *I am not guilty.*  
*Can not pay examination*  
*Samuel Gaggans*  
*was*

Taken before me this

day of *March* 18*90*

18*90*

Police Justice.

0065

Oct 13<sup>th</sup> 1890

The Providing Magistrate  
on my absence, will please hear  
and determine the within case

Police Justice

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Street

Street

Street

Street

The Justice of the Peace  
in 1<sup>st</sup> District  
in my absence  
will please hear  
the within case  
J. K. Kibb

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William A. C.

1. Maurice Maguire

2.

3.

4.

Offence Crime against  
Sec. 303 Penal Code.

Dated October 9<sup>th</sup> 1890.

James V. Nichols Magistrate.

Crime Officer.

A.P.C.C. Precinct

Witnesses

No.

Street

No.

Street

No.

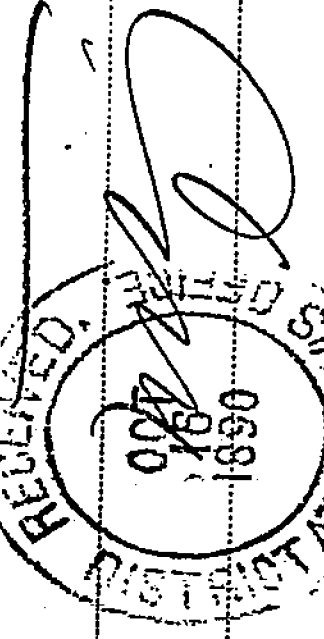
Street

No.

Street

No.

Street



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

Defendant

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

Dated October 13<sup>th</sup> 1890. J. Henry Bond 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.

0068

Court of General Sessions of the Peace  
held in and for the City and County of  
New York.

The People of the State  
of New York.  
against  
Dominico Galgano.

Please take notice that on the  
annexed Affidavits I will move  
at the Court of General Sessions of the  
Peace held in and for the City and  
County of New York in Part 3  
thereof on Friday the 18<sup>th</sup> day of  
September 1891, at eleven o'clock in  
the forenoon of that day, or as soon  
thereafter as counsel can be heard  
for the remission of a fine of One  
hundred and fifty dollars (\$150.)  
imposed on the abovenamed defend-  
-ant who was convicted on a  
charge of Assault and Battery  
on the 1<sup>st</sup> day of October 1890. and  
thereupon sentenced by this Honor-  
-able Court to the Penitentiary for  
the term of one year and to pay a



fine of One hundred and fifty dollars  
and for such other relief as to the  
Court may seem just  
Dated New York September 16<sup>th</sup> 1891.

Yours Respectfully,  
Edmund C. Price  
Counsel for defendant.  
90 Centre St.  
New York City.

To  
Hon Delancey Nicoll.  
District Atty.  
New York City.

0066

Court of General Sessions of the Peace  
held in and for the City & County of New York.

The People of the  
State of New York.

against  
Dominico Galgano.

City & County of New York, ss:

Rocco Galgano, being  
duly sworn deposes and says  
I reside at No 361 Kent Avenue  
Brooklyn and the father of the  
abovenamed defendant who is at  
present confined in the Penitentiary  
serving out a sentence under a fine  
of One hundred and fifty dollars.

That I have four other children  
three of whom are under fourteen  
years of age and the oldest one is em-  
ployed as a cleaner in a saloon  
earning but five dollars per  
week which is the only means I  
have to support my family.

That during the past four  
years I have been continuously ill  
suffering from kidney trouble and have  
been unable to work.

That since the conviction of my son I have been unable to obtain any money in order to pay the fine, although I have made diligent and honest efforts to do so, and at present wholly without means except the earnings of my eldest son, which I must use in supplying my family with necessary food.

That Nicholas Galgano of No 151 Canal Street, who is the owner of several fruit stands in this City has promised me that upon the release of my son he would procure him immediate employment.

from before me this } Witness  
 16 day of September 1891 } Pocco + Galgano  
 John Dwyer } Mark.  
 Notary Public  
 Dwyer



Court of General Sessions

The People vs

Dominico Galgano

City & County of New York ss:

Nicholas Galgano  
of No 151 Canal Street, New York  
City, being duly sworn says  
I saw a dealer in fruit at No 151  
Canal Street, New York City.

That I know of my own  
personal knowledge that the facts  
stated in the affidavit of Rocco Galgano  
as to his inability to raise sufficient  
money to pay the fine for his son  
to be true.

That I am not related  
to him in any way, we both however  
have the same name.

That I have on different occas-  
-ions since his son has been in prison  
assisted him with sums of money  
to support his family.

Subscribed and sworn to before me this } Nicholas Galgano.  
16 day of September 1891.

John Henry or Notary Public N.Y.C.

Court of General Session.

The People

vs.

Dominic Valgans.

Affidavit and  
Notice of Motion

E. E. Price  
Deft. Atty  
9 Centre St.  
N.Y. City

To  
Hon Delaney Nicoll  
Dist Atty  
N.Y.C.

0072

DEPARTMENT OF  
Public Charities and Correction.

New York Penitentiary,  
BLACKWELL'S ISLAND,

LOUIS D. PILSBURY,  
Warden.

New York,

Sept 16 1891

Edmund C Price Esq  
Attorney and Counsellor at Law  
90 Centre St

Dear Sir,

In reply to yours of the 15<sup>th</sup>  
inst I beg to inform you that Domenico  
Galgano sentenced Oct 22, 1890 for a year and  
fined \$150. — earned the commutation  
of two months allowed by Law, and  
has since the 23<sup>d</sup> day of August  
1891, been held on his fine.  
His conduct has been good.

Very Respectfully  
Jas Cunn  
Acting Warden



Court of General Sessions of the  
Peace held in and for the City and  
County of New York.

The People of the State  
of New York  
against  
Dominico Galgano.

Please take notice that on the annexed  
affidavits. I will move at the Court  
of General Sessions of the Peace  
held in and for the City and County  
of New York, <sup>in Part. 3 of</sup> on Friday the 18<sup>th</sup> day  
of September 1891. at Eleven o'clock  
in the forenoon of that day, or  
as soon thereafter as counsel  
can be heard for the remission of  
a fine of ONE Hundred and Fifty dollars  
(\$150.) imposed on the above named  
defendant: who was convicted on  
a charge of assault and Battery on  
the 22<sup>nd</sup> day of October 1890. and there-  
upon sentenced by this Honorable  
Court to the Penitentiary for the  
term of one year and to pay a  
fine of ONE Hundred and Fifty dollars  
and for such other relief as to the

Court may send just.

Dated New York September 16<sup>th</sup> 1891

Yours Respectfully,

Edmund A. Rice

Counsel for Defendants

90 Centre Street.

New York City

To

Honorable Delaney Nicoll

Dist. Ct. Atty

New York County

County of General Sessions of the  
Peace held in and for the City & County  
of New York

The People of the  
State of New York  
against  
Dominico Galgano

City and County of N.Y.  
New York

Rocco Galgano being  
duly sworn says. I reside at no  
361 Kent Ave Brooklyn and the  
father of the above named defendant  
who is at present confined in the  
Penitentiary serving out a sentence  
under a fine of one hundred and fifty  
dollars.

That I have four other children  
three of whom are under fourteen years  
of age and the oldest one is employed  
as a cleaner in a Saloon. Earning but  
five dollars per week, which is the  
only means I have to support my family.

That during the past four years I  
have been continuously ill, suffering from  
Kidney trouble and have been unable to work



That since the conviction of my son I have been unable to obtain any money in order to pay the fine, although I have made diligent and honest efforts to do so, and at present wholly without means, except the earnings of my eldest son, which I must use in supplying my family with necessary food.

That Nicholas Galgano of No 151 Canal Street, who is the owner of several fruit stands in this City has promised me that upon the release of my son he would ~~give~~ procure him immediate employment.

Sworn to before me  
this 16<sup>th</sup> day of Sept 1891  
John Hoyer

his  
Rocco Galgano  
Mark

Notary Public  
New York County

Court of General Sessions of the  
Peace held in and for the City and  
County of New York

The People of the  
State of New York  
against  
Dominico Galgano

City and County of SS  
New York

Nicholas Galgano of No 157 Canal  
Street New York City being duly sworn says  
I am a dealer in fruit at No 157 Canal  
New York City.

That I know of my own personal  
knowledge that the facts stated in the  
affidavit of Rosco Galgano as to his  
inability to raise sufficient money to  
pay the fine for his son to be true.  
That I am not related to him in any way  
we both however have the same name.

That I have on different occasions  
since his son has been in prison  
assisted him with sums of money  
to support his family

Sworn to before me  
This 16<sup>th</sup> day of Sept 1891  
John Hoyer Notary Public N.Y.C.

Nicholas Galgano

0078

Court of General Sessions

The People

vs

Dominic Galgano

original

Affidavits and

Notice of Motion

CE Price

Depts Atty

90 Centre St

NY City

Quintanilla service of  
a copy of within &  
admitted this 16 day of  
Sept 1891 <sup>De Lancey, Nicoll</sup>  
Dist. Atty 1891



0079

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23<sup>d</sup> ST. (COR. FOURTH AVE.)

New York, *October 17 1890.*

*Court of General Sessions of the Peace in and for the  
City and County of New York.*

*The People  
against  
Dominicus Galgans.*

*Notice of Prosecution.*

*To the District Attorney of the  
City and County of New York,*

Sir: This Society is interested in the prosecution of the above defendant, and is familiar with the facts of the case. It respectfully requests that before sending the papers to the Grand Jury, fixing the day of trial, consenting to any postponement thereof, or to any reduction of bail, or final disposition of the charge, you will duly notify me as its President and Counsel, so that I may confer with you in regard thereto. This request is made pursuant to the statute (Laws of 1886, Chapter 30, -Section 1), and in furtherance of the ends of Justice.

*I have the honor to remain, with great respect,*

*Elbridge T. Gerry,  
President, &c.*

0080

**N. Y. GENERAL SESSIONS**

THE PEOPLE



*Crime against nature*  
CRUELTY TO CHILDREN

**NOTICE OF PROSECUTION**

BY THE SOCIETY.

ELBRIDGE T. GERRY,

*President, &c.*

0081

enrolled don't know either  
PART II.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To Morris Walsh

of No. 10 Emsworth Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of October ~~September~~ <sup>22</sup> 1890, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Michael Weigel

Dated at the City of New York, the first Monday of  
in the year of our Lord 1890.

~~September~~ <sup>October</sup>

JOHN R. FELLOWS, District Attorney.



0082

Should the case not be called on for trial, and no reason assigned in Court please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

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

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Dominic Poligano*

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

indictment, accuse

*Dominic Poligano* —

of the CRIME AGAINST NATURE, committed as follows:

The said *Dominic Poligano*,

late of the City of New York, in the County of New York aforesaid, on the

*sixth* day of *October*, in the year of our Lord one thousand  
eight hundred and ninety — , at the City and County aforesaid,

with force and arms, in and upon one *Ricardus Neaps* —

a — male person, then and there being, feloniously did make an assault, and

— *and*, the said *Ricardus Neaps*, in a manner

contrary to nature, then and there feloniously did carnally know; against the form of

the Statute in such case made and provided, and against the peace of the People of

the State of New York, and their dignity.

*John A. Sullivan*  
*District Attorney*

## SECOND COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said  
of the same CRIME AGAINST NATURE, 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, feloniously did voluntarily submit to carnal  
knowledge of self by one , a male  
person, in a manner contrary to nature; against the form of the Statute in such case  
made and provided, and against the peace of the People of the State of New York, and  
their dignity.

JOHN R. FELLOWS,

*District Attorney.*



0085

**BOX:**

413

**FOLDER:**

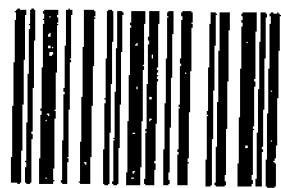
3816

**DESCRIPTION:**

Galvin, John

**DATE:**

10/20/90



3816

0086

Witnesses:

Julius Sarnes  
Wm. Allen  
[blank]  
[blank]

Samuel Gelston

Wm. Parsons  
108 1/2 St & 3rd Ave

Wm. R. R. R. R.  
114 1/2 St & 2nd Ave

Wm. R. R. R. R.

196

Counsel,

Filed

day of

188

Pleads,

3rd Mason

THE PEOPLE

vs.

John Galvin

Burglary in the THIRD DEGREE  
Grand Jurors: 2nd degree Burglary  
(Section 498, 506, 521, 531, 545, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. Little

Foreman.

Part 2 - Oct 23, 1890.

Pleads Guilty Rec. St. Goods

Pen 1 yr 10 mo Jy.

0087

Police Court— District.

City and County } ss.:  
of New York,of No. 69 E. 83<sup>rd</sup> Street, aged 24 years,occupation Retail Clothing being duly sworndeposes and says, that the premises No. 1954 3<sup>rd</sup> Avenue Street, Wardin the City and County aforesaid the said being a five story brickbuilding part clothing storeand which was occupied by deponent as a noand in which there was at the time no human being, ~~by name~~were BURGLARIOUSLY entered by means of forcibly breakinga pane of plate glass inthe above windowon the 13<sup>th</sup> day of October 1890 in the Night time, and the

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

two cloth coats and twopairs of pantaloons.together of the value ofthirty dollars. (\$30.00)the property of Deponent

and deponent further says that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen and carried away by

John Galvin. (now here)for the reasons following, to wit: That at the hour of12 o'clock No. October 12<sup>th</sup> 1890said window was in good conditionand at the hour of 3 o'clock A.M.October 13<sup>th</sup> 1890. Deponent discoveredthat said window had been broken.and said property taken from saidstore.Deponent is informed by Officer John



0000

Allen of the 29th Precinct Police  
that at the hour of 2.30 O'clock  
A.M. Oct. 13th 1890 he arrested  
this defendant at the Corner of  
4th Avenue and 116th Street. And at  
that time the said defendant  
had two pairs of pantaloons and  
two coats in his possession.  
Represent further says that he  
has since seen said pantaloons  
and coats so found in the possession  
of the defendant. And fully identifies  
said property as his, and as the  
property aforesaid.  
Wherefore defendant charges the  
said defendant with knowingly  
entering said premises as  
aforesaid and feloniously taking  
stealing and carrying away said  
property.  
Sworn to before me  
this 13th day of Oct 1890 Julius Garner

Police Justice.

188

Dated

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

There being no sufficient cause to believe the within named

Police Justice.

188

Dated

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

Police Justice.

188

Dated

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

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

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

1 2 3 4

Dated

188

Magistrate.

Officer.

Clerk.

Witness.

No.

Street.

No.

Street.

No.

Street.

\$

to answer General Sessions.

0089

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

29th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Julius Sumner

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

Sworn to before me, this \_\_\_\_\_

day of \_\_\_\_\_

1898

John J. Allen

W. Mearns

Police Justice.

0090

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

*John Galvin* 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 not guilty*

*John Galvin*

Taken before me this

day of

189

*William H. Jones*  
Police Justice.



0091

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

Police Court, 5 District, 1542

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John J. Davis  
60 East 83 St.  
John J. Davis

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

Offense, Burglary

Dated, Oct 13 1890

Magistrate,  
John J. Allen  
29

Witnesses  
No. \_\_\_\_\_  
J. J. Allen  
29

No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
1500 ATTORNEY  
16  
1890  
RECEIVED  
DISTRICT CLERK  
OFFICE

3  
John J. Davis  
60 East 83 St.

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 \$500 Hundred Dollars, \_\_\_\_\_ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Oct 13 1890 \_\_\_\_\_ Police Justice.

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

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

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

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

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John Galvin*

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

*John Galvin*

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

The said

*John Galvin*

late of the *Twelfth* Ward of the City of New York, in the County of New York  
aforesaid, on the *thirteenth* day of *October* in the year of our Lord one  
thousand eight hundred and *eighty-ninety*, with force and arms, in the  
*night* time of the same day, at the Ward, City and County aforesaid, the  
dwelling-house of one *store of one Julius Garner*

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

## SECOND COUNT—

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

of the CRIME OF

The said

*Grand* LARCENY *in the second degree* committed as follows:

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

*two coats of the value of ten dollars each and two pair of trousers of the value of five dollars each pair*

of the goods, chattels, and personal property of one

in the dwelling house <sup>*store*</sup> of the said

*Julius Sarnier*  
*Julius Sarnier*  
*in the store*  
there situate, then and there being found, ~~from the dwelling house~~ aforesaid, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.



## THIRD COUNT.

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

*John Galvin*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said

*John Galvin*

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

*two coats of the value of  
ten dollars each and two  
pair of trousers of the  
value of five dollars each pair*

of the goods, chattels and personal property of

*Julius Sarner*

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

*Julius Sarner*

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

*John Galvin*

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

JOHN R. FELLOWS,

District Attorney.

0095

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Garrison, John H.

**DATE:**

10/20/90



3816

0096

Witnesses:

David Guernsey

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

John H. Garrison

JOHN R. FELLOWS,

District Attorney.

Off Dec. Term abpts  
requested mfg

A TRUE BILL.

Aurora Little

Feb 17. 1891 B.S.W.  
off 27th Term B.S.W.

Foreman.

Sept 1/91

Indictment

Dismissed

Violation of Insurance Laws  
Chap 346, Laws of 1884, as amended  
by Chap. 113, Laws of 1885

Sept 1879  
This defendant was indicted for a new business as the agent of an Atlantic States Insurance Co. for doing business in this State without complying with the law.

He enclosed Certificate from the Insurance department showing that the law has now been complied with & therefore recommends that the indictment be dismissed.  
De la Cruz M. Cole  
District Attorney

Bailed by  
James J. Cavanagh  
59 Vandam St.



JOHN R. FELLOWS, *District Attorney.*

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill, when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.



0099

B. G. HAGER, VICE-PRES. &amp; TREAS.

OFFICE OF THE

S. C. HOAGLAND, PRESIDENT.

NEW JERSEY PLATE GLASS  
 3 yrs  
 Oct 62. INSURANCE COMPANY.

NO. 271 MARKET STREET,

Newark, N. J. Mch. 16<sup>th</sup> 1889

Mr. Henry Feldman

Dear Sir - We will  
 Cancell Zimmerman's Policy  
 and write two policies &  
 include the door lights, for  
 such length of time as the  
 balance of premium will  
 pay for; but if we should  
 cancell p. r. & write for 1 year  
 there would be a balance to  
 return, which we cannot do.

In case his Policy is can-  
 celled at customary short  
 rates, he would receive \$33.<sup>37</sup>

Yours &amp;c

B. G. Hager  
 V. Pres. & Treas.

15.26  
 23.02



B. G. HAGER, VICE-PRES. &amp; TREAS.

J. C. HOAGLAND, PRESIDENT.

OFFICE

New Jersey Plate Glass Insurance Co.,  
271 MARKET STREET,

Newark, N. J., Feb. 5th 1889

Mr Henry Feldman

Dear Sir We directed our  
surveyor Mr Garrison to return the  
Policy to Zimmerman, as we can  
not cancell a part of the Policy  
& allow a rebate. We do not see  
the object of Mr Zimmerman  
cancelling his Policy as he will  
only get back a little <sup>over</sup> half of  
what he paid. If he wants two  
Policies made - one covering the  
corner store & the other the balance,  
he can have ~~that~~ done without  
any charge. There are some doors  
in the corner store which do not  
appear to be covered. You can see  
Mr Garrison at 209 Hudson St. New York  
to adjust the matter. Yours truly  
J. C. Hoagland

0101

B. G. HAGER, VICE-PRES. & TREAS.

OFFICE OF THE

S. C. HOAGLAND, PRESIDENT.

NEW JERSEY PLATE GLASS  
INSURANCE COMPANY.

No. 271 MARKET STREET,

Newark, N. J. 188  
recd. Feb 27/89

Mr Henry Redmann

Dear Sir:

If Mr H. Wolf  
deserving Insurance, under  
his Lease Mr Daniel Summian  
and himself are going out  
that question; as we pay  
no Rebate. This Insurance  
holds good until Oct 22/89.

It is better for Mr H. Wolf  
to pay Mr Summian  
it is cheaper for him to  
pay 20.

Over

J. H. Garrison  
204 Hudson St.  
N. Y.



If Mr Wolf deserves  
an Insurer Policy for  
himself we will write  
him one and he can  
pay Mr Daniel Zimmerman  
the amount of his Premium  
for the Rebate

J.H.L.



0103

B. G. HAGER, VICE-PRES. & TREAS.

OFFICE OF THE

S. C. HOAGLAND, PRESIDENT.

NEW JERSEY PLATE GLASS  
INSURANCE COMPANY.

NO. 271 MARKET STREET,

~~Newark, N. J.~~

188

recd. Oct 25/89

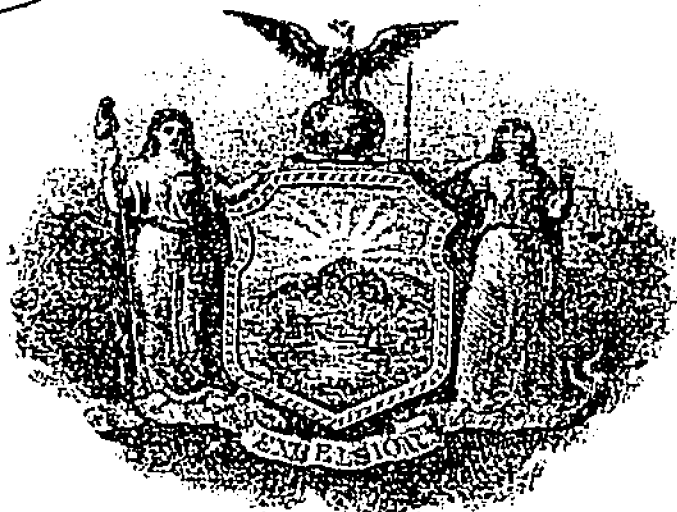
Mr W Wolf

Dear Sir -  
The glass in  
your store is  
already insured in  
this company for  
Mr Zimmerman. The  
only insurance you  
want is: to pay on the  
Embroidery in 3 doors  
you can settle with  
Mr Zimmerman and  
we will make a Policy  
for yourself - Policy  
Expires 1891 Oct 22<sup>d</sup> ✓  
Sincerely -

J. H. GARRISON,  
INSURANCE & SURVEYOR,  
205 HUDSON ST. N. Y.

0104

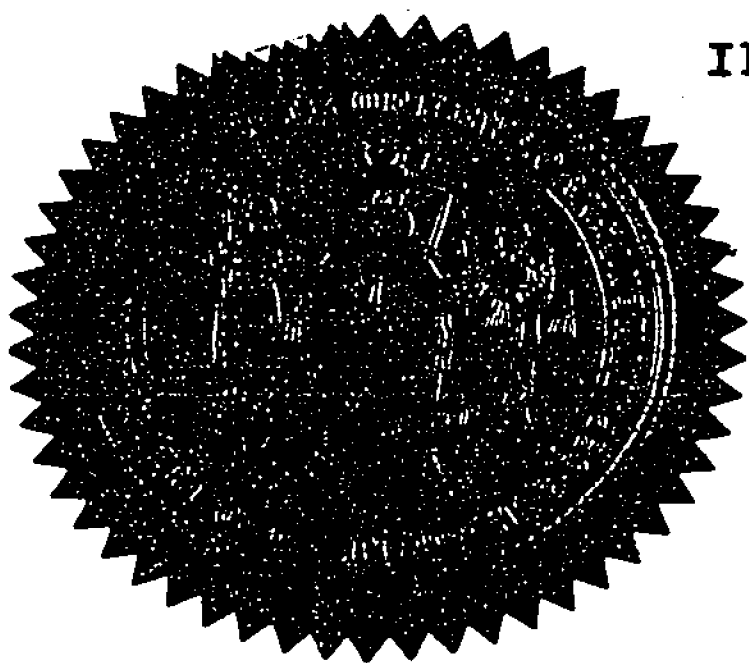
D.V.



STATE OF NEW YORK  
**Insurance Department**  
*Albany*, October 16th, 1890.

I, ROBERT A. MAXWELL, Superintendent of the Insurance Department of the State of New York, do hereby certify that a corporation known as the NEW JERSEY PLATE GLASS INSURANCE COMPANY, of NEWARK, N. J. is not, nor has it ever been, authorized by law to transact business within this State under the provisions of the various statutes regulating the admission of insurance companies of other States to transact business in the State of New York.

I do further certify that one John H. Garrison, whose residence is stated to be No. 258 West Houston Street, and whose place of business is given as being No. 209 Hudson Street, New York City, is not, or has he ever been, licensed by this Department to transact business, in the soliciting or procuring of policies of insurance for said NEW JERSEY PLATE GLASS INSURANCE COMPANY, of NEWARK, N. J.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, at the City of ALBANY, this 16th day of October, A. D., 1890.

*R. A. Maxwell*

Superintendent. H

0105

At.



October 16th, 1890

Hon. John D. Lindsay, Asst. Dist. Attorney,  
District Attorney's Office,  
New York City.

Dear Sir:-

I have yours of yesterday advising me that the case of J. H. Garrison would be presented to the Grand Jury on Monday next, and asking that a Certificate, as set forth in your letter, be sent you for use in the presentation of this case, as stated.

I hand you herewith a Certificate, which, I think, covers the ground.

Yours very respectfully,

Enclosure.

Superintendent. H



TORN PAGE

0106

District Attorney's Office

PEOPLE

vs.

*John H. Garrison*

*Put with papers*

*Providence*

I hereby certify that Mr.  
 de. Zimmerman has been suffering  
 for weeks with Rheumatism and is in  
 consequence of the same unable to  
 leave the house.

Amey Bailey  
 New York Oct. 15/90 Wm  
 I am not at present able to state  
 if Mr. Zimmerman will be able  
 to be present on Monday next.  
 New York Oct. 17/90 Bailey Wm

0108

D.W.



STATE OF NEW YORK  
**Insurance Department**  
*Albany,*

October 24, 1890.

Hon. John D. Lindsay, Asst. Dist. Attorney,  
New York City, N.Y.

Dear Sir:-

In case you should have occasion to refer to it in the Garrison case, I think you will find on file in your Office, a brief prepared at the request of Judge Martine, then District Attorney, in the case of The People v. George W. Ryan, whose case was tried in either December 1886, or in January or February of '87

Yours respectfully,

*H. C. Maynard*

Superintendent. \*



0109

*The People  
as  
John H. Garrison.*

STATE OF NEW YORK.

INSURANCE DEPARTMENT.

JAMES F. PIERCE.

Superintendent

To

Certified Copy.

Original Casualty Certificate

of

Authority.

0110

Certified Copy  
Original Casualty Certificate of Authority  
(Renewable in the Months of January or February, Yearly)

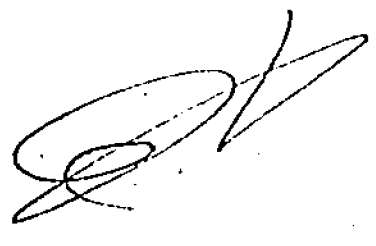
STATE OF NEW YORK.

I N S U R A N C E   D E P A R T M E N T

Albany July 15th, 1891.

WHEREAS, satisfactory evidence has been furnished to me showing that the NEW JERSEY PLATE GLASS INSURANCE COMPANY, of Newark, in the State of New Jersey, is possessed of at least the amount of actual capital required for the organization of Health and Casualty Insurance Companies in this State, under the provisions of the Act entitled "An Act to provide for the incorporation of Life and Health Insurance Companies and Casualty Insurance Companies and in relation to agencies of such companies," passed June 24th, 1853, as amended, and that the same is invested as provided by the said Act:

AND WHEREAS, the Auditor, Comptroller, or Chief Financial Officer of the said State, by whose laws the said company was incorporated, has duly certified, under his hand and official seal, that he, as such officer, holds in trust, and on deposit for the benefit of all the policyholders of said Company, such capital invested as aforesaid, specifying the items thereof, and

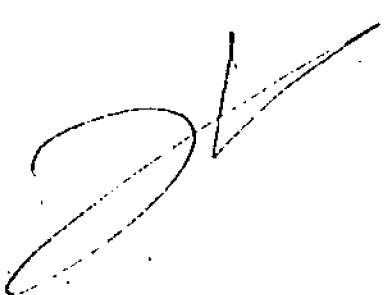


that he is satisfied that such securities are worth one hundred thousand dollars.

AND WHEREAS the said Company has appointed the Superintendent of the Insurance Department of the State of New York, as its Attorney in this State on whom process of law can be served, and a certified copy of the Charter of said Company has been filed in this Department by the said Company, together with a certified copy of the vote or resolution of the Trustees or Directors of said Company appointing such Attorney:

AND WHEREAS, ALSO, the said Company has filed in this Department a statement of its condition and affairs in the same manner and form required for the Annual Statements of similar Companies organized under the laws of this State:

N O W , T H E R E F O R E , I, James F. Pierce, Superintendent of the Insurance Department of the State of New York, in pursuance of the provisions of the Act aforesaid, do hereby certify that the said Company has complied with the requirements of the said Act, as amended; and the said Company having appointed John H. Garrison of New York as its agent in the County of New York, I do also hereby certify that said Company and agent are duly authorized to commence the business of making insurance "upon plate glass against breakage"





in this State, as provided by the laws thereof, upon duly filing a certified copy of this Certificate of Authority in the County Clerk's Office of the said county where the said agency is to be established.

IN WITNESS WHEREOF, I have hereunto subscribed my name, and caused my Official Seal to be affixed in duplicate, at the City of Albany, on the day and year first above written.

James F. Pierce  
Superintendent.

STATE OF NEW YORK

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

I, EDWARD F. REILLY, Clerk of the said City and County, and Clerk of the Supreme Court of said State for said County, Do Certify, That I have compared the preceding with the original  
*Certified Copy Original Casualty Certificate of Authority, John St. Garrison*

on file in my office, and that the same is a correct transcript thereof, and the whole of such original.

*Filed 18th July 1891.*

In Witness Whereof, I have hereunto subscribed my name and

affixed my official seal, this 20th day of July 1891

*Levanth Grey* Clerk.

in this State, as provided by the laws thereof, upon duly filing a certified copy of this Certificate of Authority in the County Clerk's Office of the said county where the said agency is to be established.

I N W I T N E S S W H E R E O F , I have hereunto subscribed my name, and caused my Official Seal to be affixed in duplicate, at the City of Albany, on the day and year first above written.

James F. Pierce  
Superintendent.

S T A T E O F N E W Y O R K  
I N S U R A N C E D E P A R T M E N T .

I, JAMES F. PIERCE, Superintendent of the Insurance Department of the State of New York, do hereby certify that I have compared the above Copy Original Certificate of Authority with the original on file in this Office, and that the same is a correct transcript therefrom, and of the whole of said original.

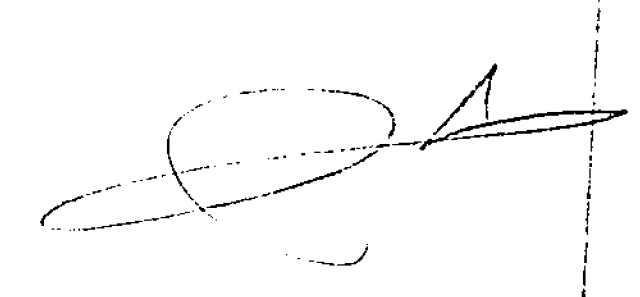
I N W I T N E S S W H E R E O F , I have hereunto set my hand and affixed my Official Seal, at the City of Albany, this 16th day of July A. D. 1891.

( S E A L )

James F. Pierce

Superintendent

Filed 18th, July 1891.



GLUED PAGE

0114

DISTRICT ATTORNEY'S OFFICE,  
City and County of New York.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

The Superintendent of  
The Insurance Department

vs.

John H. Garrison

209 Mudson St.

Offence Violation of the  
Insurance Laws

Dated October 14, 1890

Witnesses, Daniel Zimmerman

13 Clinton

No. Corner Houston & Clinton Street,

James G. Beemer, President

Lloyd's Plate Glass Ins. Co.

No. 63 William Street,

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



GLUED PAGE

0115

DISTRICT ATTORNEY'S OFFICE,  
CITY AND COUNTY OF  
NEW YORK.

Dear Lindsay

Col. Fellows wants  
you to read the  
enclosed & put  
the case immediately  
before the Grand Jury,  
Oct 14/90

Wm Davis -

GLUED PAGE

0116

4

POLICY  
No. 8160

NEW JERSEY  
PLATE GLASS INSURANCE CO.,  
OF NEWARK, N.J.  
OFFICE, 271 MARKET STREET.

DANIEL ZIMMERMAN  
Houston & Clinton Sts.  
New York

Expires OCTOBER 22d 1891

Amount insured ---- \$1,267.10

Premium ----- # 63.35

Please make Checks to the order  
of the Company.

J.H. GARRISON,  
Insurance & Surveyor,  
209 Hudson St. N.Y.

*Policy is dated Oct 22 - 1891*

GLUED PAGE

0117



STATE OF NEW YORK  
**Insurance Department**  
*Albany,* October 13th, 1890.

Hon. Vernon M. Davis, Asst. District Attorney,  
District Attorney's Office,  
New York.

Dear Sir:-

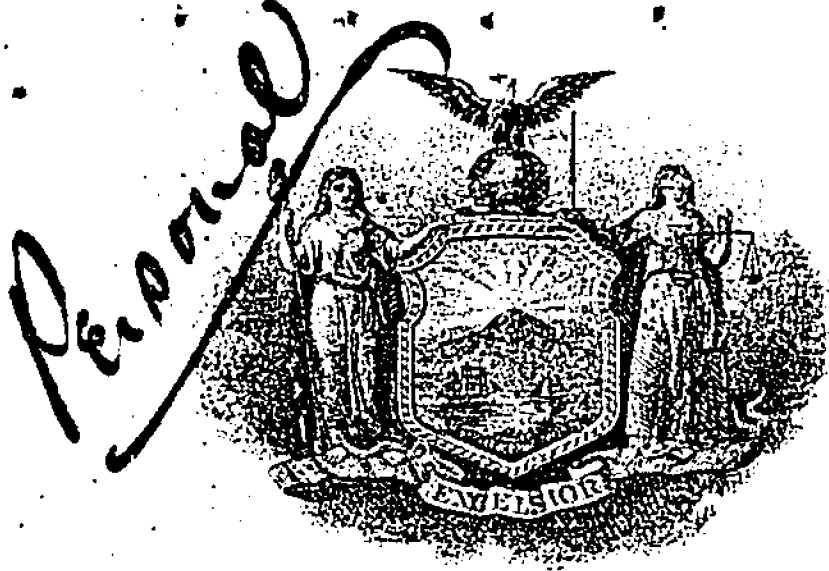
I beg to thank you for your letter of the 11th instant, this day received, acknowledging the receipt of my letter to you of a recent date referring to the case of J. H. Garrison, which I trust you will be able to get before your Grand Jury in due course of time.

Yours very respectfully,

Superintendent.

x





STATE OF NEW YORK  
**Insurance Department**  
*Albany,* September 15th, 1890.

Hon. Vernon M. Davis,  
Asst. District Attorney,  
32 Chamber St. New York, N.Y.

Dear Sir:-

Acting upon your suggestion made during my recent interview with you in New York, I beg herewith to submit certain memoranda relating to the matter of a violation of the Statute in the following respect:

J. H. Garrison living at 238 West Houston Street, and having an office at 209 Hudson Street, New York City, has rendered himself liable to prosecution in the soliciting and procuring a policy of insurance in favor of one Daniel Zimmerman, whose place of business is corner of Houston and Clinton streets, in a company not authorized to transact business in this State; said company being the New Jersey Plate Glass Insurance Company, of Newark, N.J.

In so acting Mr. Garrison has violated the provisions of Chap. 346, Laws of 1884, as amended by Chap. 113, Laws of 1885.

I enclose a Typewritten copy of the back of the policy procured by Garrison for Zimmerman. Should you require the ori-

2 Hon. V. Davis.

ginal in making out a case you can procure the same by addressing Mr. James G. Beemer, President of the Lloyds Plate Glass Ins. Co., No. 63 William St. your City.

I Have evidence, such as it is, of the violation of the Statute in question by several other individuals acting in New York City, but as they do not reside in New York, and as you might have some difficulty in reaching them with a subpoena, I have deemed it best, in order to save you any unnecessary trouble, to bring into your office but the one case, which would appear to be a very clear one as indicated by the evidence herewith submitted.

I trust it may be within your power to give this matter such attention as it may require at as early a date as possible consistent with your other official duties, which I am well aware are at all times most pressing.

Superintendent Maxwell is exceedingly anxious to make an example of some one of the numerous individuals acting in New York City in the same manner as set forth in this case of Garrison, and anything you may do to expedite matters with a view of procuring Garrison's inditement by your Grand Jury at an early date, will be most thoroughly appreciated by Mr. Maxwell, who, as you know, is a personal and political friend of Col. Fellows.

GLUED PAGE

0120

3 Hon. V. Davis.

Should you at any time wish any further information or data, in connection with this case, that can be furnished you by this Department, I beg you will address me at once.

There is somewhere in the Department the copy of a Brief -a very short one- prepared by Judge Ruggles at the time of the conviction of one Ryan for a violation of the Act referred to above. I will have a search made for it, and if it can be found I will mail it to you.

I am,

Yours very respectfully,

Isaac Van Dusen

#



GLUED PAGE

0121



STATE OF NEW YORK  
**Insurance Department**  
*Albany*

October 10, 1890.

Hon. Vernon M. Davis,

Asst. District Attorney,

32 Chamber St. N. Y. City.

Dear Sir:-

Referring to Mr. Vanderpoel's letter to you of the 15th ultimo, relating to a violation of Chapter 346 of 1884, as amended by Chapter 113 of 1885, by one J. H. Garrison of your City, I shall esteem it a favor if you will, very kindly, advise me as to whether you have as yet been able to get this case of Garrison's before the Grand Jury.

Yours very respectfully,

*R. C. Wadsworth*

Superintendent.\*

GLUED PAGE

0122

COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any Sheriff, Constable,  
Marshal or Policeman in this State, GREETING:

An indictment having been found on the 20th day of October

1870, in the Court of General Sessions of the Peace, of the County of  
New York, charging John W. Garrison

with the crime of Violation of Insurance Laws

N. Garrison You are therefore Commanded forthwith to arrest the above named John  
Garrison and bring him before that Court to answer the indictment; or  
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the  
City Prison of the City of New York, or if he require it, that you take him before any Magistrate  
in that County, or in the County in which you arrest him, that he may give bail to answer the  
indictment.

City of New York, the 20th day of October 1870

By order of the Court,

John Sharke  
Clerk of Court.

GLUED PAGE

012

N. Y. General Sessions of the Peace

THE PEOPLE

OF THE STATE OF NEW YORK,

against

John W. Garrison

Bench Warrant for Misdemeanor.

Issued October 20th 1890

The defendant is to be admitted to bail  
in the sum of.....dollars.

Oct 21st 1890

The within named  
defendant was  
arrested this day  
and brought to  
the Court of General  
Sessions, by Det. Sergt.  
Voulserichsen



GLUED PAGE

0124

PART

THE COURT ROOM IS IN THE BROWN STONE BUILDING, AND FRONTING THE CITY HALL.

☒ If this Subpoena be disobeyed, an attachment will immediately issue.

☒ Bring this Subpoena with you, and give it to the officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA—(DUCES TECUM)**

FOR A WITNESS TO ATTEND THE

Court of General Sessions

**The People of the State of New York,**

To James H. Greenleaf - President  
of No. 63 William Street.

GREETING :

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions, to be holden in and for the City and County of New York, at the Commons Building in the Park of the said City on the 15th day of October instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

J. M. Gammon  
in a case of felony, whereof he stands indicted, and that you bring with you and produce, at the time and place aforesaid, a certain policy of insurance issued by the New Jersey State Glass Insurance Co to Daniel Agnienman

now in your custody, and all other deeds, evidences and writings, which you have in your custody or power, concerning the premises. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, HON. Julius B. Downing Presiding Judge of our said Court, at the City Hall in our said City, the first Monday of October in the year of our Lord 1890 .

JOHN R. FELLOWS, *District Attorney.*

GLUED PAGE

0 12

Should the case not be called on for trial and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient for you to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

STATE OF NEW YORK, }  
City and County of New York, } ss.

being duly sworn, deposes and says, he \_\_\_\_\_ served a Subpœna, of which the within is a copy, upon \_\_\_\_\_

on the \_\_\_\_\_ day of \_\_\_\_\_ 189 , by \_\_\_\_\_

Sworn to before me this \_\_\_\_\_ }  
day of \_\_\_\_\_ 189 }

*Notary Public, N. Y. Co.*

GLUED PAGE

0126

**DIRECTIONS.**

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF  
GENERAL SESSIONS.

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

To Daniel Zimmerman

of No. 13 Clinton Street

YOU ARE COMMANDED to appear before the Grand Jury of the County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 16<sup>th</sup> day of October 1890, at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

J. H. Harrison

Dated at the City of New York, the first Monday of  
in the year of our Lord 1890.

October

JOHN R. FELLOWS, *District Attorney.*



GLUED PAGE

0127

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill, when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.

Memorandum  
from  
Peter Mitchell.

Dear Mr Nicoll.

I herewith  
send you certified  
Copy of certificate  
of Superintendent of  
Insurance, showing  
a compliance with  
the law. I presume  
you will (as usual  
in such cases) dismiss  
the indictment.

Sincerely

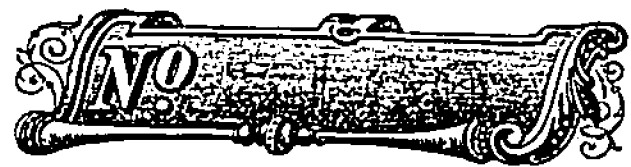
Peter Mitchell.

To Hon.

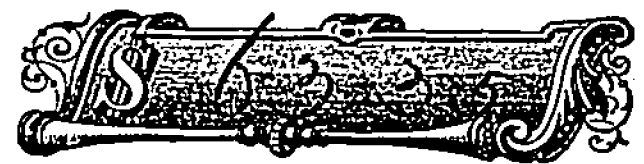
De Bancsey Nicoll

Dist. Attorney.

0129



THE



# New Jersey Plate Glass Insurance Co.

CAPITAL,



\$200,000.

OF NEWARK, N. J.

In consideration of *Sixty three and* <sup>35</sup>/<sub>100</sub> Dollars,

To them paid by the Insured hereinafter named, the receipt whereof is hereby acknowledged, DO INSURE

*Daniel Gimmurman*

Against Loss or Damage by Accident, or Causes entirely uncontrolled by the Insured, to the amount of

*Two hundred sixty seven* <sup>10</sup>/<sub>100</sub> Dollars,

*On 2 Plates of Glass 110 x 94*

1	2	"	"	"	"	x	6
"	7	"	"	"	"	x	24
"	2	"	"	"	"	x	68
"	1	"	"	"	110	x	100
"	2	"	"	"	"	x	30
"	1	"	"	"	"	x	98
"	7	"	"	"	66	x	32
"	1	"	"	"	"	x	24

*at Houston, St. in premises, Cor. Clinton St. New York.*

And the said Company do hereby promise and agree to make good unto the said insured,

Executors, Administrators and Assigns, all such loss or damage, not exceeding in amount the sum insured, as shall happen by accident to the property as above specified, from the *twenty second* day of *October* one thousand eight hundred and *eighty eight*

(AT TWELVE O'CLOCK NOON), until the *twenty second* day of *October* one thousand eight hundred and *nineteen*

(AT TWELVE O'CLOCK NOON), the said loss or damage to be estimated according to the actual cash value of the said property

at the time the same shall happen; and to be paid immediately after due notice and proof thereof made by the insured, in conformity to the conditions annexed to this Policy. PROVIDED ALWAYS, and it is hereby declared, that this Corporation shall not be liable to make good any loss or damage which may happen by means of any invasion, insurrection, riot, or civil commotion, or of any military or usurped power. AND PROVIDED FURTHER, that if any other similar insurance has been, consent, or if the insured make any attempt to defraud this Company, then and in every such case this Policy shall be null and void. And it is agreed and declared to be the true intent and meaning of the parties hereto, that in case the above mentioned premises, upon which the property insured under this Policy is situated or contained, shall at any time during the period for which this Policy shall continue in force, be used or occupied for any more hazardous purpose than mentioned in the application at the time made to this Company, and such occupation not agreed to by this Corporation in writing upon this Policy, then so long as the same shall be used or occupied, this Policy shall be of no force or effect. IT IS MOREOVER AGREED AND DECLARED, that this insurance is not intended to apply to or cover any Stained, Painted, Carved, Cut, Lettered or Fancy Wrought Glass, or any Frame or Sash thereto, unless particularly specified in writing in this Policy.

THIS COMPANY is not liable for any loss or damage which may happen by fire to any property covered by this insurance.

of this contract, and are to be used and resorted to in order to determine the rights and obligations of the parties hereto in all cases not herein otherwise specially provided for.

In Witness whereof, The New Jersey Plate Glass Insurance Company have caused these PRESENTS to be signed by their President, and attested by their Secretary, in the City of Newark, this *twenty second* day of *October* in the year of our Lord one thousand eight hundred and *eighty eight*

*R. B. Hagland* President.

*B. L. Hagland* Secretary and Treasurer.



0130

*FOR VALUE RECEIVED, hereby transfer, assign and set over unto*  
*and assigns, all title and interest*  
*in this Policy, and all advantage to be derived therefrom.*  
*WITNESS hand and seal, this day of 18*  
*Scaled and delivered in presence of*

APPROVED.



Secretary.

*FOR VALUE RECEIVED hereby transfer, assign and set over unto*  
*and assigns, all title and interest*  
*in this Policy, and all advantage to be derived therefrom.*  
*WITNESS hand and seal, this day of 18*  
*Scaled and delivered in presence of*

APPROVED



Secretary.

0131

## CONDITIONS OF INSURANCE.

I. Applications for insurance must be made in writing, and must specify full particulars; size, kind and quality of glass; location, occupation and material of premises; whether for the interest of owner or tenant, or held in trust or on commission; applications being a warranty on the part of the insured.

II. In case of loss or damage, it shall be the duty of the insured to use their best endeavors to prevent any further breakage or loss to such glass, it being the property of the Company, and allow the employees of the Company access when necessary to save such property from further loss or damage.

III. In case of any loss or damage to the glass insured, it shall be optional with the Company to pay the person holding the Policy the full amount insured as specified in the application, or replace the same with glass of a similar manufacture and quality, within thirty days after having received proof of said loss.

IV. No insurance, whether original or continued, shall be binding until the actual payment of the premium.

V. Glass held on storage or in transit must be specifically insured.

VI. Persons sustaining loss or damage shall forthwith give notice thereof in writing to the Company, and as soon after as possible they shall deliver as particular an account of their loss and damage as the nature of the case will admit, signed with their own hands.

VII. This insurance may be terminated at any time, at the request of the insured, in which case the Company may retain the customary short rates for the time the policy has been in force. The insurance may also be at any time terminated at the option of the Company on giving notice to that effect, and refunding a ratable proportion of the premium for the unexpired term of the Policy.

VIII. The premiums to be paid for insurance, except in special short-time policies, are calculated at one year, and all persons desirous of continuing their insurance, shall, as long as the Company agree thereto, make their future payments annually at the principal office, or to some known recognized agent of the Company, within fifteen days after the expiration of the year, or forfeit the benefit of the Policy.

IX. In the event of a claim arising under this Policy, the insurance of such glass broken shall cease on its replacement or payment of the amount insured and specified in this Policy, and such replaced glass is not insured by the Company unless the annual premium be again paid.

X. All renewals shall be considered as made under the original representation, unless varied by new representations, which in all cases shall be reported by the assured and endorsed on this Policy by the Company.

XI. No assignment of this Policy shall be valid unless endorsed hereon, and approved by the Company. The Company reserve the right to approve the transfer or not, at their option.

XII. In case any difference or dispute shall arise between the insured and the Company respecting a breakage, such difference shall be submitted to the judgment and determination of arbitrators, one to be selected by the Company and the other by the insured; and the arbitrators so appointed shall, previously to undertaking said reference agree upon an umpire (all of whom shall be disinterested persons), whose decision shall be final in case the arbitrators should disagree, and the expense of such reference shall go with the award.

0132

## No. ....

Plate Glass Insurance Co.,

Office, 271 MARKET STREET.

New York

October 21<sup>st</sup> 1891

1267 10

173

H. B. THISTLE, STATIONER, 761 BROAD STREET, NEWARK.

J. H. GARRISON;  
HOLBROOK & COMPANY;  
205 NASSAU ST. N.Y.

1007-11

1000 1000 1000



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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John W. Ferguson*

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

indictment, accuse

*John W. Ferguson*

of the crime of *unlawfully procuring insurance from a company*  
*that had not complied with the insurance laws of this State,*  
committed as follows:

The said

*John W. Ferguson,*

late of the City of New York, in the County of New York aforesaid, on the

*twentieth* day of *October,* in the year of our Lord one thousand  
eight hundred and ~~ninety~~ *eighty eight*, at the City and County aforesaid,

*acting for one Daniel Zimmerman, did unlawfully procure*  
*from the New Jersey State Life Insurance Company, of Newark,*  
*New Jersey, a certain insurance company incorporated under*  
*the laws of the State of New Jersey, a certain policy of insurance*

whereby the said company insured the said Daniel Rimmerman against loss or damage, by accident, or causes entirely uncontrolled by him, to the amount of twelve hundred and sixty seven dollars and ten cents, from the day aforesaid (at twelve o'clock, noon) until the twenty second day of October, 1891. (at twelve o'clock, noon), on certain date of loss in the premises situated at the corner of Clinton and Houston Streets in the said City of New York, which said company had not then complied with the insurance laws of this State, by having first appointed in writing the Superintendent of the Insurance Department of this State to be its true and lawful attorney in and for this State, upon whom all lawful process in any action or proceeding against it might be served with the same effect as if the said company existed in this State, as provided by the Act of the Legislature of this State passed May 23<sup>rd</sup> 1888, entitled "An Act relating to service of process upon insurance companies and associations of other states of the United States, and of foreign countries," against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

And the Grand Jury aforesaid, by this Indictment further accuse the said John St. Garrison of the same crime, committed as follows:

The said John H. Ferguson, Defendant, to wit: on the said Twelfth day of October, 1888, at the City and County aforesaid, acting for himself and unduly procured from the New Jersey State Fire Insurance Company of Newark, New Jersey, a so-called insurance company incorporated under the laws of the State of New Jersey, a certain policy of insurance whereby the said company insured one Daniel Zimmerman against loss or damage by accident or causes extending uncontrolled by him, to the amount of Twelve hundred and fifty seven dollars and ten cents, from the day aforesaid, (at Twelve o'clock noon) until the Twelfth second day of October, '89', (at Twelve o'clock noon), on certain date of loss in the premises situated at the corner of Clinton and Houston Streets in the said City of New York, which said company had not then complied with the insurance laws of this State by having a just appointed in writing the Superintendent of the Insurance Department of this State, upon which all legal process in any action or proceeding against it might be served with the same effect as if the said company existed in this State, as provided by the Act of the Legislature of this State passed May 23<sup>d</sup> 1884, entitled "An Act relating to service of process upon insurance companies and associations of other states of the United States, and of foreign countries," against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

John R. Fellows,

District Attorney.



0136

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Gately, George

**DATE:**

10/27/90



3816

0137

Witnesses:

Clementina Cometa

Counsel,

Filed

Pleads,

271 Perry  
L. J. O'Connell  
H. J. O'Connell  
1890

THE PEOPLE

3/4  
210 Elm St vs.

George Gately

Robbery in the 2nd degree.  
(MONEY)  
[Sections 224 and 228, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Part 2 Nov. 12, 1890 Foreman.

Fried and Counsellor of  
Grand Larceny 2nd Deg.

Pen 2 yrs.

Nov. 17

0138

Police Court District.

CITY AND COUNTY }  
OF NEW YORK, } ss

*Clementina Cornetta*  
of No. *27 Spring* Street, Aged *30* Years

Occupation *Married* being duly sworn, deposes and says, that on the  
*19* day of *October* 188*8*, at the *14* Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-  
ponent by force and violence, without her consent and against her will, the following property, viz:

*Three iron boxes containing food  
and lawful money of the United  
States of the amount and value*

of the value of *One hundred and forty* DOLLARS,

the property of *Santina Tornaino and Emma Cornetta* and this deponent  
as their joint savings

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

*George Gately (now here) and two others  
not yet arrested who were acting in  
conjunction for the reasons following  
to wit: on the said date as deponent  
with Santina Tornaino and Emma Cornetta were  
in their rooms at premises 27 Spring  
Street the defendants with said other  
men entered said room, and began  
beating the women. Whilst the men were  
arrested were assaulting the said  
women the defendant Gately went  
to a cupboard and took therefrom the  
said boxes. Clementina Cornetta  
sworn*

Sworn to before me this

*John J. Mahoney*  
Mayor of

*October*

188*8*

Police Justice.



0139

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*George Gately*

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

Question. What is your name?

Answer. *George Gately*

Question. How old are you?

Answer. *32 years.*

Question. Where were you born?

Answer. *New York.*

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

Answer. *224 Sullivan St. 1 year.*

Question. What is your business or profession?

Answer. *Team - driver*

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  
George Gately*

Taken before me this  
day of *October* 189*9*  
*John A. Brown*

Police Justice.

0140

11000 - Paul Jones  
Oct 27  
St. J. No

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

Police Court... 1600  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Commenced by *George J. Kelly*  
27  
2299 *George J. Kelly*  
Offence *Robbery*  
1  
2  
3  
4

Dated *Oct 27* 1890

Magistrate.

Officer.

Preinct.

Witness.

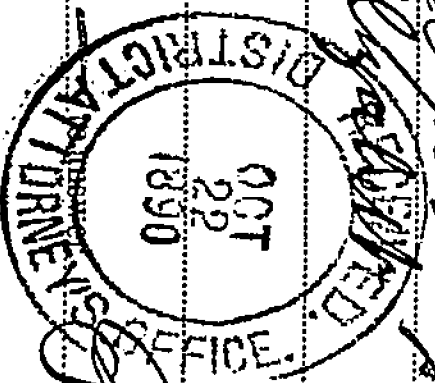
No. \_\_\_\_\_  
Street.

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

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

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

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



*Commenced*

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

Dated *Oct 27* 1890 *George J. Kelly* 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.

NEW YORK GENERAL SESSIONS.

U

The People  
vs.  
George Gately.

Before  
Hon. Rufus B. Cowing  
and a Jury.

Tried November 12th, 1890.

Indictment filed October 27th, 1890.

Indicted for Robbery in the First Degree.

APPEARANCES:

Assistant District Attorney Davis, for The People.  
Messrs. Purdy & McLoughlin, for the Defense.

C L E M E N T I N A C O M A T O, the complainant, testified that she lived at the time that she made the charge, at 27 Spring Street; that she lived, at the time of the trial, at 299 Elizabeth Street. She lived at 27 Spring Street on the 19th of October, 1890, and occupied three rooms on the top floor. There were two women besides herself, living in the same apartments. The women's names were, Alvina Anselma and Santa Tamaina. On that day she saw the defendant in her rooms.



When the defendant entered, it was about 6 o'clock in the afternoon. He was accompanied by two other men. She asked them what they were looking for, and they answered in English, and she could not understand them, and she ordered them out. Then one of the two men who accompanied the defendant offered a beefsteak that he had wrapped up in a piece of paper to Santa Tamaina, who refused it. Then he rubbed the meat upon her face, and threw her upon the floor, and commenced to beat her. The other men who accompanied the defendant also beat Alvina Anselma. She, the complainant, ran into the other room and stood behind the door, and she saw through the crack of the door the defendant go to the cupboard and take some money that was there, and then the three men ran out. The front room was used as a sitting room and a kitchen, and she and the other two women had their sewing machines there, and did their sewing. After the men went out, she called the police officer. There was \$140.00 in the cupboard. It was divided up into three sums, and each sum was in a small iron safe. One of the safes belonged to each of the three women. The money was in bills and silver. The three men ran out of the room laughing. Two officers, one in uniform and the other in plain clothes, responded to her call for the police, and she reported her loss. At about 12 o'clock, the same night, she was called to the station house to identify the defendant. There was Fifty

dollars in her safe, and Forty Dollars in each of the other two safes. Under

Cross-Examination, the complainant testified that she was a married woman, and that her husband lived with her, but that he was out on the afternoon in question. The other two women were married, and one was living with her husband, and the other was not. It was not true that they were three prostitutes, and that they had got in the sewing machines after the defendant was arrested, simply to create the impression that they were honest, working women. They had saved the money, which was in the safes, from money that they received for work. The defendant had been employed as a watchman on an unfinished building next door. She had seen him there on duty. She saw the defendant take the three safes from the cupboard. She was looking through the crack of the door, behind which she was standing to save herself from the blows of the three men. The defendant kept one safe and gave a safe to each of the other men, and they went out together laughing loudly. Santa Tamaina testified that she lived at 299 Elizabeth Street, and, on the afternoon of October 19th, 1890, she lived at 27 Spring Street. The witness then corroborated the complainant as to what took place in the rooms after the defendant and the two men who accompanied him entered.

OFFICER HENRY P. FOYE, testified that he belonged to the 10th

Precinct . He arrested the defedant upon the complainant's complaint. She came to the station house, and told the sergeant about the robbery, and she gave a description of the three men. He, the witness, went out to look for them. The complainant gave a particular description of the defendant. She said that he had been a watchman at Slevin's building, next door to where she lived, and that his name was George. He, the witness, found the defendant in Elm Street, near Spring, in company with another man. He, the witness, told the defendant that there was a woman who made a complaint against him for robbery. The defendant asked him, "Where?" He, the witness, said, "At 27 Spring Street." The defendant then said that he was in the complainant's rooms, and that there was a fight there, and that that was all. He said that he did not steal any money. He, the witness, took the defendant to the station house, and the complainant came around to the station house and identified him as soon as she saw him. The defendant also said to him, the witness, that it was a put-up job on the part of the man who kept the liquor store on the ground floor, named, McCarthy. The defendant said that he did not take the money. The defendant also said that it was a house of prostitution, and that he would prove that it was a house of prostitution. In the police court the Judge said to the defendant that it made no difference whether it was a house of prostitution or not, and that



he had no right to rob the women, and remanded him until the afternoon to get the other two men. He, the witness, could not get any accurate description of the other two men, although one of the women said that she had seen one of the men several times. In the afternoon the defendant brought several witnesses to court to prove that the complainant's place was a house of prostitution, but the police justice would not hear the evidence. Under

Cross-Examination, the witness testified that he did not know anything about the character of the complainant and of the two women who lived with her.

For the Defense,

G E O R G E G A T E L Y, the defendant, testified that he was a furniture handler by trade. He went to the complainant's rooms on the afternoon in question, to get a girl. He had been employed as a watchman next door to the complainant's rooms for about three or four weeks before that. When he went in the complainant's rooms, there were already five men there. There were three Italians and two Americans. There were also four women. There was a fight there, but he, the defendant, did not know what the fight was about. The men wanted to have connection with the women, and they would not let them, and, while the fight was going on, he, the defendant, walked out. He, the defendant, took no money whatever. It was a general

fight, and everybody was engaged in it, men and women alike. He had never been in those rooms before. He went up to the rooms because he had heard it was a place of prostitution, and one of the girls beckoned to him out of the window. He had often seen men going there before. He, the defendant, had been convicted of robbery about ten years before this trial, and had served three years and six months in the State Prison. He had been restored to citizenship. He was not guilty at that time, but he was tried and convicted of robbery in the first degree. He could not remember exactly when he was convicted, but he believed it was in 1880 or 1881. He was convicted under the name of "George Smith." He was sentenced to State prison for five years, but he had a reduction for good conduct. He was convicted of robbing a man in Elizabeth Street. The man's name was "Dougherty." He had also been arrested for being drunk and for fighting. When he was in the room he saw a beef-steak there. A short man had it in his hand, and he handed it to one of the women---to the complainant, herself. She took it and laughed at the man, and put it down somewhere. Then the fight started. As soon as he saw the fight begin, he walked out. He was in the rooms only about ten or fifteen minutes. He had seen his father and mother since his arrest, and he had told his mother all about the case. He did not tell her that the amount stolen was Twenty-eight Dollars, instead of One

0147

7

Hundred and Forty Dollars, and he did not tell her to go and see the officer about the case and tell him that the amount stolen was only \$28.00.

-----



0148

1, 2 AND 4 HORSE TRUCKS ALWAYS ON HAND.

M

New York,

188

To **E. MURPHY, Dr.****— TRUCKMAN. —**

80 University Place, and 39 East 13th Street.

To Whom it may concern.

This is to certify that I have known this young man George Gately for the past 10. years. he has worked for me on & off during that time. I have always found him honest and trustworthy in all his transactions with me, on several occasions I have entrusted him in collecting large sums of money and have never found him to be dishonest in any one way.

Edward Murphy

0149

New York, \_\_\_\_\_ 189

M

To MOODY & CONNOLLY, DR.  
 Contractors.

Telephone Call, 939. Spring.

OFFICE, <sup>17</sup> JONES STREET

N. Y. Apr 6 - 90.  
 To Whom this may  
 Come I wish to certify that I have  
 known Geo. Gately for three years and  
 during that time I found him  
 to be an honest, sober, industrious  
 and hard working young man.  
 For further information apply  
 to the above.  
 Yours  
 J. Moody.

0150

Department of  
PUBLIC CHARITIES AND CORRECTION,

Office of City Prison, Corner of Franklin and Centre Streets,

HENRY H. PORTER, Pres't.,  
CHARLES E. SIMMONS, M. D., } Commissioners.  
EDWARD C. SHEEHY,

CHARLES OSBORNE, Warden.

New York, Nov 15<sup>th</sup> 1890

This is to certify that George Gately  
confined in the Tombs Prison, is in  
my judgement suffering from "Pulmonary  
Phthisis" which has been gradually  
progressing unfavorably, undoubtedly  
hastened by his confinement.  
Under such conditions I doubt  
whether he can last very long  
as he is afflicted with a malady  
which even under the most  
favorable circumstances is considered  
hopeless

Chas. H. Chetwood M.D.  
City Prison



New York Court of General Sessions.

The People vs,  
George <sup>as</sup> Gately,

City and County of New York ss. ~

Mary Gately, being duly sworn says, that she is the mother of the above named defendant.

Deponent says that she never told the detective officer that her son, the prisoner, had told her that there was only Twenty Eight (\$28.<sup>00</sup>) Dollars in the safe.

Deponent says that she saw such detective officer and told him her son was dying with consumption and that he might not be hard upon him, and that she understood that it was a put up job on her son, as it was commonly rumored in the vicinity that no such amount of money as One Hundred and Fifty (\$150.<sup>00</sup>)

Dollars was in those safes,  
or was lost by the complainants.

This was the substance of  
the conversation deponent had  
with said Officer

Sworn to before me this

15<sup>th</sup> Day of November 1890

Abraham D. Levy

Commr. of Deeds

N.Y. Co.

her

Mary (X) Kately

mark

0153

The People's  
Agent  
Chas. Gately

---

Offt. 4.  
Mr. Gately

---



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*George F. Kelly*

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

*George F. Kelly*

of the crime of ROBBERY IN THE — *first* — DEGREE, committed as follows:

The said *George F. Kelly*,

late of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *October*, in the year of our Lord one thousand eight hundred and *eighty-ninth* in the time of the said day, at the City and County aforesaid, with force and arms, in and upon *one Clementina Romo, Santa Romo and Emma Lorena*, in the peace of the said People then and there being, feloniously did make an assault, and *seven* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *fourteen* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *four* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *seventy* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *one hundred and forty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *seven* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *fourteen* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *four* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *seven* United States Silver Certificates of the denomination and value of twenty dollars *each*; *fourteen* United States Silver Certificates of the denomination and value of ten dollars *each*; *four* United States Silver Certificates of the denomination and value of five dollars *each*; *seventy* United States Silver Certificates of the denomination and value of two dollars *each*; *one hundred and forty* United States Silver Certificates of the denomination and value of one dollar *each*;

\$140.-

~~seven~~ United States Gold Certificates of the denomination and value of twenty dollars each, ~~and ten~~ United States Gold Certificates of the denomination and value of ten dollars each, ~~and five~~ United States Gold Certificates of the denomination and value of five dollars each; ~~and~~ divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *one hundred and forty dollars,*  
*and three iron boxes of the value of fifty*  
*cents each,*

of the goods, chattels and personal property of the said *Renaudina, Sautina and Armina,*  
*in the presence* from the person of the said *Renaudina, Sautina and Armina,* against the will,  
 and by violence to the person of the said *Renaudina, Sautina and Armina,*  
 then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*George Henry Chen* and *there aided by two*  
*accomplices actually present, whose names*  
*are to the Grand Jury aforesaid as yet*  
*unknown;*

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

JOHN R. FELLOWS,

District Attorney.

0156

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Gathman, Frederick

**DATE:**

10/10/90



3816



0157

76

Witnesses:

*W. G. ...*

Counsel

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

*Frederick Gathman*

*Oct 13/90*

... Court of Spec. ...  
... for trial, by request ...

**VIOLATION OF EXCISE LAW.**

(SELLING TO MINOR).

[Section 290, Penal Code, sub. 3.]

JOHN R. FELLOWS,

*District Attorney.*

**A True Bill.**

*Amos Little*

*Foreman.*

Court of General Sessions of the Peace of the City and  
County of New York.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frederick Gathman*

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

accuse

*Frederick Gathman*

of a MISDEMEANOR, committed as follows:

The said

*Frederick Gathman*

late of the City of New York, in the County of New York aforesaid, on the

*Twenty-seventh* day of *August* in the year of our Lord  
one thousand eight hundred and ninety

, at the City and County aforesaid,  
certain strong and spirituous liquors, and certain wine, 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, and cause and procure and permit to be sold to one

*August Kugelhafer* who was then and  
there a child actually and apparently under the age of sixteen years, to wit: of the age of  
*thirteen* 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.

JOHN R. FELLOWS,

*District Attorney.*

0159

**BOX:**

413

**FOLDER:**

3816

**DESCRIPTION:**

Geddes, Charles R.

**DATE:**

10/31/90



3816



0160

352

Witnesses;

J. S. Wetherby

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

Charles R. Geddes

25  
4917234

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Foreman.

Nov 4/90  
Pleads

City Prison 30 days

0161

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 44 years, occupation Lida M. Wetherby  
313 West 44 Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of James S. Wetherby  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 28

day of October 1889

Lida M. Wetherby

Charles W. Laintor  
Police Justice.

0162

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.of No. 313 West 47<sup>th</sup> Street, aged 56 years,  
occupation Watchmaker being duly sworndeposes and says, that on the 19<sup>th</sup> day of October 1890 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 Double case Gold Watch  
of the value of about Forty Dollars

the property is in deponent's care and  
custody

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Charles R. Geddus (now

here) from the fact that the said  
watch was left with deponent by  
a Mr. Knox to be fixed. Deponent  
is informed by his wife Lida M  
Wetherby, that on the said date this  
defendant came to deponent's shop  
and represented that he was Mr. Knox  
and described the watch and she, Lida  
on the representation of the defendant  
gave him the watch. Deponent went  
to see Mr. Knox and Knox told him  
that he had never called for it and  
that the defendant had no authority  
to get the said watch. Therefore

of  
Suzanne to be of age—this  
18  
day

James Justice



0163

Appoint charges the said defendant with  
feloniously taking, stealing and carrying  
away the said property and foray that  
he be dealt with as the law directs

Given before me  
this 28 day of October 1890

James S. McHenry  
Charles McHenry  
Police Justice

0164

Sec. 198—200.

14

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Charles R. Geddes*

Question. How old are you?

Answer.

*26 years old*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*No 431 West 31 St - 6 months*

Question. What is your business or profession?

Answer.

*Contractor*

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

Answer.

*I have nothing to say*  
*Chas R Geddes.*

Taken before me this

day of *April* 188*8*

*Charles W. Tamm* Police Justice.

0165

\$500 for 2x  
Oct. 29 - 1890. P.M.  
C.M.J.

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

Police Court... 1630 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James S. McHenry  
313 - West 47th St.

Charles C. Jones

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

Offence

Larceny  
"Petty"

Dated

Oct 28 1890

Magistrate.

Ward

Officer.

Witnesses

John M. McHenry

No. 313 W. 47th St.

Eugene Smith Knox

No. 306 W. 47th St.

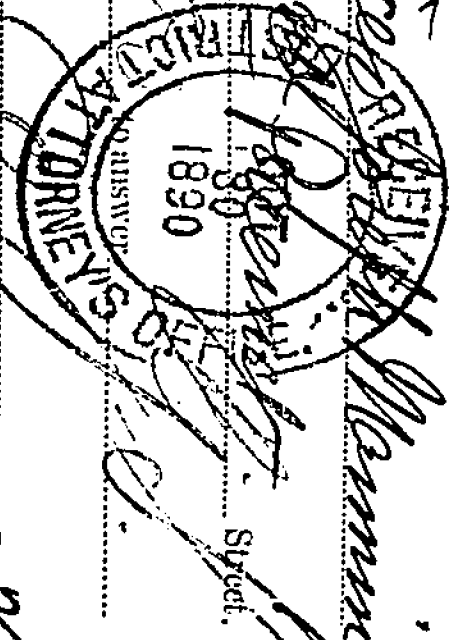
Charles C. Jones

No. 306 W. 47th St.

James S. McHenry

No. 306 W. 47th St.

Charles C. Jones



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

Defendant

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

Dated Oct 28 1890 Charles N. Levitt 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.



Court of General Sessions.

----- X  
 The People ,  
 --vs--  
 Charles R. Geddes.  
 ----- X

City and County of New York, ss:-

Henry A . Gildersleeve, being duly sworn, deposes and says that he has been for some years acquainted with the above named defendant Charles R. Geddes, and has obtained employment for him at least once in the Department of Street Cleaning in this City, a situation which defendant lost by reason of sickness.

That, as deponent is informed and believes, at the time of the alleged larceny, upon which said defendant is now arraigned, said defendant was in the employ of the Broadway Railroad Company as conductor.

That said defendant states to deponent that he procured the watch from the complainant by reason of representations made by a young man who represented himself to be one Knox, the owner of the watch. That said defendant recognized the said Knox as a person whom he had seen in the employ of the Broadway Railroad Company, and believed the representations of said person. Said defendant states, and deponent verily believes, that ~~and~~ he, said defendant, has never been convicted of any crime.

That deponent has conversed with defendant's father, and with defendant's wife, and that both claimed that said

defendant has heretofore borne a good character for honesty. That defendant's wife has one small child, and is in a destitute condition. That the wife of the complainant, from whom the watch was obtained, states that she verily believes it was not the purpose of the said defendant to steal the watch at the time he obtained the same, and she joins with her husband, the complainant, in recommending the Honorable Court to treat said defendant with great leniency. That James S. Wetherby, the complainant herein, states to deponent that if he could withdraw the complaint in this case, and secure the dismissal of the charge against the said defendant, he would be glad to do so.

Sworn to before me, this  
14th day of November, 1890.

*Henry A. Giddens*  
*August C. Kany*  
*Notary Public*  
*New York County*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles R. Geddes*

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

*Charles R. Geddes*

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

The said

*Charles R. Geddes*

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

*one watch of the value of  
 forty dollars*

of the goods, chattels and personal property of one

*James S. Wetherby*

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

*John R. Fellows,  
 District Attorney.*



## SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.

0170

**BOX:**  
413

**FOLDER:**  
3816

**DESCRIPTION:**

Geil, Leopola

**DATE:**  
10/14/90



3816

0171

97

Witnesses;

Fred Smith

Counsel,

Filed

14 day of Oct 1890

Pleads,

THE PEOPLE

vs.

Leopola Geil

Grand Larceny, Second Degree.

[Sections 528, 534 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Arthur Little

Foreman.

Oct 14/90  
Reuben H. C. Tracy

S.P. 2 1/2 yrs.



0172

Police Court-2-District.

Affidavit-Larceny.

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

of No. 112- Ninth Avenue Frederick Smith  
occupation Oyster House Street, aged 23 years,

deposes and says, that on the 4 day of October 1887 being duly sworn  
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:

A Silver Watch and Gold Chain  
4 suits of clothing (consisting of  
4 Coats, 4 Pants and 4 Vests)  
and Good and Lawfull Money of  
the United States of the amount  
of One Hundred and Twenty five  
Dollars - all of the amount and  
value of say One Hundred and Twenty five  
Dollars (\$225)  
the property of deponent, and other members  
of his family,

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Leopold Geil (now here) and that this deponent attempted to be

from the following fact to wit: That  
said property was in a room on the  
second story of the aforesaid premises,  
That said clothing was hanging on  
racks in said room, that said Watch  
and Chain were in the pocket of a  
vest hanging on said Racks, and  
said Money was in the drawer of  
a Bureau in said Room,  
And that about the hour of 11  
A.M. of the aforesaid date, deponent  
was about entering said Room, he  
discovered the defendant in said  
Room, where he had no business

Police Justice.

or authority, and said Clothing taken from the Racks where they had been hanging, and defendant was placing and packing the same in a Basket and that immediately Deponent placed him under arrest.

Deponent therefore Charges  
said Defendant with having attempted  
to Commit a Larceny and asks  
that he be held and dealt with  
as the Law may direct

Frederick Smith

October 10  
Salem, Kansas

0174

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.  
*Leopold Geil*

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

Question. What is your name?

Answer.

*Leopold Geil*

Question. How old are you?

Answer.

*31 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*544 1/2 5th Street*

Question. What is your business or profession?

Answer.

*Peddler*

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.*  
*Leopold Geil*

Taken before me this

day of

188

*John J. McNamee*  
Police Justice.



0175

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, Ec.,  
ON THE COMPLAINT OF

*Charles Smith*  
112 - 13 99 Ave.  
*Perkins Hill*

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

Offence

*Grand Larceny*

Dated

*Oct 6*

189

Magistrate

*Barry*

Officer

Witnesses

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

*Barry*

Officer

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

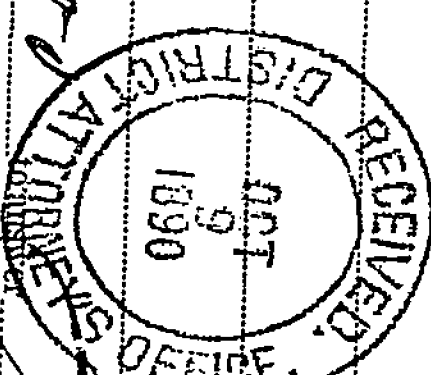
*Barry*

Officer

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

*Barry*

Officer



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 \_\_\_\_\_ 189 \_\_\_\_\_ 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 h to be discharged.

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Leopold Geil

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by  
this indictment, accuse Leopold Geil

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

The said

Leopold Geil

late of the City of New York, in the County of New York aforesaid, on the fourth  
day of October in the year of our Lord one thousand eight hundred and  
ninety, at the City and County aforesaid, with force and arms, in the  
day -time of the same day, divers promissory notes for the payment of money, being  
then and there due and unsatisfied (and of the kind known as United States Treasury  
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the  
payment of and of the value of sixty - two

dollars; divers other promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination  
to the Grand Jury aforesaid unknown, for the payment of and of the value of

sixty - two  
dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of sixty - two

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of sixty - two

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of sixty - two dollars, one

watch of the value of ten dollars,  
one chain of the value of ten dollars,  
four coats of the value of ten dollars  
each, four vests of the value of four dollars each,  
and four pair of trousers of the value of six dollars each pair  
of the goods, chattels and personal property of one Frederick Smith  
then and there being found.

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

JOHN R. FELLOWS, *District Attorney.*