

0007

RECORD GROUP:

**COURT OF GENERAL  
SESSIONS**

SUBGROUP:

**NEW YORK COUNTY**

SERIES:

**GRAND JURY  
INDICTMENTS**

DATES:

**1879 - 1893**

ACCN NO 2010-23



2010-23

0009

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Paciello, Leopoldo

**DATE:**

09/10/91



4150



POOR QUALITY  
ORIGINAL

0010

Witnesses:

*Mary Wagon*  
*Off. Clerk, Sec.*

After two trials & two  
disagreements in this  
case I recommend  
def'ts discharge upon  
his own recognizance  
Sept 17, 1891.

U. M. Davis  
Airt.

Counsel,

Filed

day of

1891

Pleaded

THE PEOPLE

vs.

*Leopoldo Paviello*

Grand Larceny, Second Degree.  
(From the Person.)  
[Sections 528, 531 Penal Code].

DE LAUREY NICOLL

JOHN R. FELLOWS

Sept 2 - Sept. 14, 1891.

Def't and jury discharged & are  
the partners of Def't attorney in  
defendant discharged on his  
own recognizance  
A True Bill.

*W. J. Berry*

Sept 3 - Sept. 15, 1891 Foreman  
Def't and jury discharged

7 ac  
5 am.

POOR QUALITY  
ORIGINAL

0011

(1305)

Police Court— / District.

Affidavit—Larceny.

City and County } ss.  
of New York, }

Henry Hagan  
of No. 109 Funnar St B'klyn Street, aged 50 years,  
occupation Laborer being duly sworn,

deposes and says, that on the 15 day of August 1891 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
and person of deponent, in the day time, the following property, viz:

Good and lawful money of the United  
States consisting of one bill of the  
denomination and value of Five  
dollars

the property of Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen  
and carried away by Leopoldo Pacello (narrow)

Deponent says that said defendant snatched  
said money from his hand in South Street  
in said City. That deponent caught hold  
of him and took him and took him to  
the Station House where said money was  
found in his possession

Henry Hagan

Sworn to before me, this 16 day  
of August 1891

Police Justice

POOR QUALITY  
ORIGINAL

00 12

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Leopoldo Pacelli* 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.

*Leopoldo Pacelli*

Question. How old are you?

Answer.

*23 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*11 Canal St Bklyn 16 mos*

Question. What is your business or profession?

Answer.

*Labourer*

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*

*h*

*Leopoldo + Pacelli*

*mark*

Taken before me this

day of

*16*

Police Justice.

POOR QUALITY  
ORIGINAL

0013

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

Police Court--- / District.

THE PEOPLE, et al  
ON THE COMPLAINT OF

*Henry H. Brown*  
*1000 Broadway*  
*Depot & Facelle*

Offence *Larceny from*  
*the person*

Dated *Aug 16* 18*91*

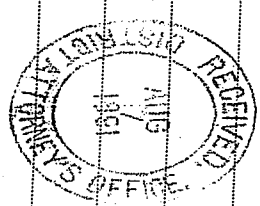
*P. Brown* Magistrate.

*John M. Sullivan* Officer.

Witnesses *Officer*

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

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



No. \_\_\_\_\_ Street \_\_\_\_\_  
\$ *500* to answer

*Committed*

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Five* Hundred Dollars, *500* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Aug 16* 18*91* *[Signature]* 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.



POOR QUALITY  
ORIGINAL

0014

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Leopoldo Paciello*

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

*Leopoldo Paciello*  
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

*Leopoldo Paciello*

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

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

of the goods, chattels and personal property of one *Henry Hagan*  
on the person of the said *Henry Hagan*  
then and there being found, from the person of the said *Henry Hagan*  
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.

*Al Lancy Ricoll,*  
*District Attorney.*

00 15

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Page, Alice S.

**DATE:**

09/10/91



4150

POOR QUALITY  
ORIGINAL

0016

# 41

Witnesses:

Wm B. Storer

Counsel,

Filed

Pleads,

1891

THE PEOPLE

vs.  
per the return of the  
Grand Jury of the County of  
New York

Grand Larceny Second Degree.

[Sections 528, 531, — Penal Code.]

Oliver S. Page

DE LANCEY NICOLL,

District Attorney.

A True Bill.

W. J. Berry

Sub 2 - Sept 18, 1891 Foreman.  
Reads Gynity.

Pen 2 1/2 yrs

POOR QUALITY  
ORIGINAL

0017

(1365)

Police Court—115<sup>th</sup> District.

Affidavit—Larceny.

City and County } ss.  
of New York,

Richard Walters  
of No. 57<sup>th</sup> 59 University Place Street, aged 35 years,  
occupation Manufacturer being duly sworn,  
deposes and says, that on the 7<sup>th</sup> day of August 1891 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 upright Piano of the value of one  
hundred and sixty dollars

the property of Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen  
and carried away by Alice S. Page (narrative)

Deponent says that she rented the aforesaid  
property for the sum of Four dollars <sup>per month</sup> to  
defendant and he said deponent  
delivered the same to defendant's place  
of residence No 119 West 56th Street  
in said City on August 4, 1891

Deponent says that said defendant

Subscribed to before me, this  
1891 day of  
Police Justice.



POOR QUALITY  
ORIGINAL

00 18

signed a written agreement that she would  
not remove said property from said  
premises without a written order from  
him or one of his representatives

Defendant says that he is informed  
by John R Mc Allister that  
he saw said defendant dispose  
<sup>and</sup> sell the aforesaid property to  
Thomas Matthews of no 33 University  
Place on August 7. 1891

R. M. Walter

Exam to before me  
this 6th day of Sept 1891-

Do I certify Police Justice

POOR QUALITY  
ORIGINAL

00 19

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 50 years, occupation Auctioneer of No. 33 University Place Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Richard J. Walters  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 13th  
day of Sept 1890, }

John R. McAllister

J. J. C. R. W.  
Police Justice.

POOR QUALITY  
ORIGINAL

0020

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*Alice S. Page* 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.

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 guilty of the charge*  
*Alice S. Page*

Taken before me this

day of SEPTEMBER, 1891

*So* *John* *Justice*  
Police Justice.

POOR QUALITY  
ORIGINAL

0021

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

Police Court... 1- District. 1183

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Richard M. Walters  
Oliver S. P. Linnard  
Oliver S. P. Linnard

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

Offence Larceny

Dated SEP 6 1911

Daniel O'Reilly Magistrate

Frank J. Murphy Officer

C. J. O. Magistrate

Witness John R. McAlister

No. 33 University Place Street

Room 73 Stone

No. 33 University Place Street

No. 1000 Street

Comm. H. C.

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 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 SEPTEMBER 6 1911 J. J. McAlister Police Justice.

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

Dated SEPTEMBER 6 1911 \_\_\_\_\_ 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.



POOR QUALITY  
ORIGINAL

0022

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Alice S. Page*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Alice S. Page* —

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

The said *Alice S. Page*.

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

*one piano of the value of one*

*hundred and sixty dollars,*

of the goods, chattels and personal property of one *Richard M. Walters*.

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

POOR QUALITY  
ORIGINAL

0023

*Second* COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said *Oliver S. Page* —  
of the same CRIME of *Larceny*, in the  
*second degree*, committed as follows:

The said *Oliver S. Page*,  
late of the City of New York, in the County of New York aforesaid, on the  
*seventh* day of *August*, in the year of our Lord  
one thousand eight hundred and *eighty-one*, at the City and County aforesaid, being  
then and there the *bailee* of *Richard*

*M. Walters*,

and as such *bailee* — then and there having *in his* possession,  
custody and control certain ~~moneys~~, goods, chattels and personal property of the said

*Richard M. Walters*, —  
the true owner thereof, to wit: *one piano of the*

*value of one hundred and*

*sixty dollars*

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

to *her* own use, with intent to deprive and defraud the said

*Richard M. Walters* —  
of the same, and of the use and benefit thereof; and the same ~~moneys~~, goods, chattels and  
personal property of the said *Richard M. Walters*.

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

*John R. Fellows*  
JOHN R. FELLOWS, District Attorney.

0024

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Palentino, Rocco

**DATE:**

09/16/91



4150

POOR QUALITY  
ORIGINAL

0025

*123*  
*Joe Salley*

Counsel,

Filed

day of

1891

Pleads

*16 Sept*  
*17*

THE PEOPLE

vs.

*2*

*Rocco Palantino*

*A. R. A. P. H. E.*  
(Sections 278 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*W. J. Gibberly*  
*D. J. Gibberly*  
*Sept 21, 1891*  
*for*  
*from Recy on*  
*M of Jacey*

Witnesses:

*W. J. Gibberly*

*A. P. H. E.*

*Witnesses*

*After examination of*  
*this witness case the*  
*discharge of the defendant*  
*in his own way and is*  
*recommended, as there is*  
*no conclusive evidence in the*  
*case*  
*W. J. Gibberly*  
*District Attorney*  
*September 21, 1891*



POOR QUALITY  
ORIGINAL

0026

Police Court, 2 District.

City and County } ss.  
of New York,

of No. 266 Elizabeth  
occupation School Girl

Vicenza Dini

Street, aged 9 years,

being duly sworn, deposes and says,  
that on the 11<sup>th</sup> day of August 1887, at the City of New  
York, in the County of New York,

Rocco Palestrino

did unlawfully with force and  
violence attempt to commit the crime  
of Rape on defendant in violation of  
Section 278 of the Penal Code for the  
Reasons following to wit:-

On said date  
defendant was on the 3<sup>rd</sup> floor front room at  
said premises in charge of two children.  
that defendant ascended to her rooms  
of said premises. defendant came into  
said rooms of defendant and locked the  
doors and fastened the window and  
then took hold of defendant and did  
throw her on a bed then unbuttoned  
his pants raised defendant's clothes and  
then forcibly got on top of defendant  
and force her legs apart and attempt to  
put his private parts, to wit his Penis, into  
the private parts of defendant. That  
defendant attempted to make a alarm.  
when defendant held his hand over her  
mouth and told defendant to be quiet  
and that if she made any noise he would  
kill her. Defendant is informed by  
Concetta Dini the mother of defendant  
that she found the chemise of defendant  
soiled in such a manner as to  
indicate an attempt at sexual intercourse  
wherefor defendant charges the defendant  
with an attempt at Rape and prays that  
he be arrested and held to answer.

Vicenza Dini  
her mother

Given before me this  
11<sup>th</sup> day of August 1891  
Police Justice

POOR QUALITY  
ORIGINAL

0027

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Conetta Dini*  
aged 28 years, occupation Keeps House of No. 266  
Elizabeth Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Vincenza Dini  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 15<sup>th</sup> } Conetta Dina  
day of June 1890, }

*[Signature]*  
Police Justice.

POOR QUALITY  
ORIGINAL

0028

Sec. 198—200.

CITY AND COUNTY  
OF NEW YORK, ss.

✓  
District Police Court.

*Rocco Palentinio* 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. *Rocco Palentinio*

Question. How old are you?

Answer. *17 yrs*

Question. Where were you born?

Answer. *Italy*

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

Answer. *268 Elizabeth St New York 1 year*

Question. What is your business or profession?

Answer. *carpenter*

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*  
*Rocco<sup>his</sup> Palentinio*  
*Wink*

Taken before me this  
day of *August* 1891

Police Justice.

POOR QUALITY  
ORIGINAL

0029

Sec. 151.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Police Court 2 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Menza Dini of No. 266 Elizabeth Street, that on the 11<sup>th</sup> day of August 1887 at the City of New York, in the County of New York,

Rocco Palentino  
with Attempted Rape - Charged

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 15<sup>th</sup> day of August 1887

[Signature]  
POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0030

Police Court, Second District.

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

William A. Hunt  
of No. 100 East 23<sup>d</sup> Street, in said City, being duly sworn,  
deposes and says, that a certain ~~female~~ male child called Vincenza Dini  
[now present], under the age of sixteen years, to wit, of the age of thirteen 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 Rocco Palentino  
Palentino, wherein the said Rocco  
Palentino is charged with the crime of Attempt Rape, under  
Section 278 of the Penal Code of said State, in that he, the said Rocco

Palentino did unlawfully with  
force and violence attempt  
to commit the crime of Rape  
on defendant. Defendant in  
violation of section 278 of the  
Penal Code for

and that the said Vincenza Dini  
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 Vincenza Dini  
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

day of

16<sup>th</sup> August 189 William A. Hunt

Police Justice.



POOR QUALITY  
ORIGINAL

0031

POLICE COURT DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*William H. H. H.*



WITNESSES.  
AFFIDAVIT.

Dated *August 17* 18*97*  
*J. H. H.* Magistrate.  
*J. H. H.* Officer.

Disposition *Com to New York*  
*Society for the Prevention*  
*of Cruelty to Children*

POOR QUALITY  
ORIGINAL

0032

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

Police Court... District.

1074

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James J. Dwyer  
266 E. 12th St.  
Renee Valentino

Offence Attempted Rape

Date August 16 1891

Magistrate

Officer

Witnesses

No. 1 Central Street

No. 2 Elizabeth Street

No. 3 100 Essex Street

No. 4 27th & 4th Street

No. 5 131 E 9th Street

No. 6 131 E 9th 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 Two Hundred Dollars,

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

Dated August 16 1891 James J. Dwyer 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.

POOR QUALITY  
ORIGINAL

0033

131 East 39<sup>th</sup> St

Aug 16<sup>th</sup> 91

Elbridge T. Gerry Esq.,  
President of the Society for Protection  
of Cruelty to Children,

Dear Sir: -

I have this day  
examined Vincenza Dini, aged  
nine years, of 268 Elizabeth Street,  
and find while there has not been  
entire penetration of her genital  
the parts are considerably inflamed  
and irritated indicating that an  
attempt had been made. Upon  
her undergarment there is a large  
spot due to the presence of dried  
semen.

Respectfully

W. Travis Gibb M.D.

POOR QUALITY  
ORIGINAL

0034

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

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, August 22 1891.

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

*The People  
against  
Rocco Palentino*

*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.*

POOR QUALITY  
ORIGINAL

0035

N. Y. GENERAL SESSIONS

THE PEOPLE



Memorandum  
CIVILITY TO CHILDREN

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

President, &c.



POOR QUALITY  
ORIGINAL

0036

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Rosa Calentius*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Rosa Calentius* of the  
crime of attempting to commit  
the CRIME OF RAPE, committed as follows:

The said *Rosa Calentius*,—

late of the City of New York, in the County of New York aforesaid, on the *seventh*  
day of *August*, in the year of our Lord one thousand eight hundred and  
ninety-*one*, at the City and County aforesaid, with force and arms, in and upon  
a certain female not his wife, to wit: one *Giusepa Dini*.—

— then and there being, wilfully and feloniously did make an assault, and her  
the said *Giusepa Dini*, then and there, by force and with violence to  
her the said *Giusepa Dini*, against her will and with-  
out her consent, did wilfully and feloniously ravish and 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.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said *Rosa Calentius*—  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said *Rosa Calentius*,—

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon a certain female not his  
wife, to wit: her the said *Giusepa Dini*, then and there being,  
wilfully and feloniously did make another assault with intent her the said *Giusepa*  
*Dini*, against her will and without her consent, by force and violence, to then  
and there wilfully and feloniously ravish and 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.

POOR QUALITY  
ORIGINAL

0037

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said *Rocco Palentino* of the  
crime of *attempting to commit*  
of the CRIME OF RAPE, committed as follows:

The said *Rocco Palentino*,—  
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon a certain female not his wife,  
to wit: her the said *Vincenza Dini*, then and there being, wilfully and  
feloniously did make another assault, and an act of sexual intercourse with her the said  
*attempt to Vincenza Dini*,—, then and there wilfully and feloniously did  
commit and perpetrate, against the will of the said *Vincenza Dini*,—  
and without her consent; against the form of the Statute in such case made and provided, and  
against the peace of the People of the State of New York and their dignity.

FOURTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said *Rocco Palentino*—  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said *Rocco Palentino*,—  
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon a certain female not his  
wife, to wit: her the said *Vincenza Dini*, then and there being,  
wilfully and feloniously did make another assault, with intent an act of sexual intercourse with  
her the said *Vincenza Dini*, against her will and without her  
consent then and there wilfully and feloniously to commit and perpetrate, against the form of  
the Statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

~~DE LANCEY NICOLL, District Attorney.~~

POOR QUALITY  
ORIGINAL

0038

Eight COUNT:—

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

of the CRIME OF PERPETRATING AN ACT OF SEXUAL INTER-  
COURSE WITH A FEMALE UNDER THE AGE OF SIXTEEN YEARS,  
NOT HIS WIFE, committed as follows:

The said Rocco Palatino —

late of the City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain  
female not his wife, to wit: her, the said Jucenza Dini, —  
then and there being, wilfully and feloniously did make another assault, she, the said  
Jucenza Dini, being then and there a female under the  
age of sixteen years, to wit: of the age of nine years; and the said  
Rocco Palatino — then and there  
wilfully and feloniously did perpetrate an act of sexual intercourse with her, the said  
Jucenza Dini — , 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,  
JOHN R. FELLOWS, District Attorney.

0039

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Payne, William H.

**DATE:**

09/21/91



4150

POOR QUALITY  
ORIGINAL

0040

Witnesses:

*Chas. Keyser*

Counsel

Filed day of

Pleasg.

189

THE PEOPLE

39

*Paul Adams*

1124 26

*R*

*William H. Payne*

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*W. J. Berry*

*Part 2 - Sept. 23, 1891. Foreman.*

*Ind. and Council of*

*Assault Third Degree*

*Pen one year*

*Fine of \$500*



POOR QUALITY  
ORIGINAL

0041

Police Court—2 District.

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

*Viola G. Taylor*  
of No. 117 West 76 Street, aged 34 years,  
occupation Keep House being duly sworn  
deposes and says, that on the 26 day of August 1899 at the City of New  
York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by William  
A. Payne, from her, who struck  
deponent two blows on the head  
with a baseball bat, which  
he then and there held in his hand.  
Deponent further says that such  
assault was committed

with the felonious intent to ~~take the life of deponent, or to do her~~ 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 27 day  
of August 1899

*Viola G. Taylor*  
Police Justice.

POOR QUALITY  
ORIGINAL

0042

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK.

2 District Police Court.

*William H. Payne* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

*William H. Payne*

Question. How old are you?

Answer.

*40 years old*

Question. Where were you born?

Answer.

*Virginia*

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

Answer.

*6712 West 76 St 15 years*

Question. What is your business or profession?

Answer.

*Barber*

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*

*W H Payne*

Taken before me this  
day of May 1887

Police Justice.

POOR QUALITY  
ORIGINAL

0043

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

Police Court---

District.

1133

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Victor J. Kelly*

*190 W 25 St*

*John J. Kelly*

*190 W 25 St*

Offence

Date

*Aug 27 1891*

Residence

*St. John*

No. 3, by

*St. John*

Residence

*St. John*

No. 4, by

*St. John*

Residence

*St. John*

Witness

*Thomas J. Kelly*

No. 128 W 26 St

*St. John*

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

*St. John*

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

*St. John*

\$1000 to answer

*St. John*

*John*

*St. John*

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 *Aug 27 1891* 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.

POOR QUALITY  
ORIGINAL

0044

490

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*William H. Payne*

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

*William H. Payne*

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

The said *William H. Payne*

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

*Viola G. Taylor*  
in the peace of the said People then and there being, feloniously did wilfully and wrongfully  
did make an assault; and the said *William H. Payne*

with a certain *club* which *he* the said  
*William H. Payne*  
in *his* right hand then and there had and held, the same being then and there  
a weapon and an instrument likely to produce grievous bodily harm, *her*, the said  
*Viola G. Taylor* then and there feloniously did wilfully and  
wrongfully strike, beat *her* bruise and wound, against the form of the statute  
in such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

*De Lancey Nicoll,*  
*District Attorney*

0045

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Peltier, Jules

**DATE:**

09/28/91



4150



0046

John Desguarres  
Jules Desvaulx  
M<sup>r</sup>. J<sup>r</sup>. Desvaulx  
Wm. H. Remick



## THE PEOPLE

21. 10. 1931

Jules Peltier

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

DE LANCEY NICOLL,  
*District Attorney.*

# A TRUE BILL.

W. J. Berry.

Foreman.

Par. 3: October 2/91

tried & convicted  
 as well as in  
 O'Neil, Ken D  
 400 fine, 7.1  
 25

POOR QUALITY  
ORIGINAL

0047

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 4 DISTRICT,

of No. 873

Julius Draniles  
6th Ave Street, aged 26 years,

occupation Works in Kitchen being duly sworn deposes and says

that on the 10 day of September 1891

at the City of New York, in the County of New York deponent and

one Julius Peltram (now here) were in  
the employ of Felix Duquene. That  
said Peltram was on said date  
discharged by the said Duquene.  
That after Peltram was discharged  
he, Peltram, told deponent that  
he would obtain satisfaction  
from said Duquene by breaking  
his head, or that he would  
break said Duquene's plate  
glass window. Julius D. Draniles

Sworn to before me, this 16 day

of Sept 1891

Police Justice.

POOR QUALITY  
ORIGINAL

0048

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 4 DISTRICT.

of No. 873

Jules Desaulles  
6th Ave Street, aged 26 years,

occupation. Works in Kitchen being duly sworn deposes and says

that on the 10 day of September 1891

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

deponent and  
one Julius Petrom (now here) were in  
the employ of Felix Duqueme. That  
said Petrom was on said date  
discharged by the said Duqueme.  
That after Petrom was discharged  
he, Petrom, told deponent that  
he would obtain satisfaction  
from said Duqueme by breaking  
his head, or that he would  
break said Duqueme's plate  
glass window. Jules Desaulles

Sworn to before me, this 16 day

Police Justice.

POOR QUALITY  
ORIGINAL

0049

Police Court, 4 District.

City and County } ss.  
of New York,

of No. 873 6th Av Felix Sugrue Street, aged 50 years,  
occupation Hotel Keeper being duly sworn, deposes and says,  
that on the 15 day of September 1891, at the City of New  
York, in the County of New York,

J. Willis Pelton (now here)  
did wilfully and maliciously  
break and destroy two large  
panes of french plate glass  
in the windows of defendant's  
hotel at no 873 6th Avenue of  
the value of two hundred dollars  
the property of defendant, by then  
and there striking said panes  
of glass with bricks he the said  
defendant then and there  
threw from his hands at said  
window, as defendant verily  
believes, from the fact that  
defendant found said panes of  
glass broken as aforesaid.  
And defendant has been informed  
that this defendant who had  
previously worked for defendant  
was seen in front of defendant's  
hotel and was seen to throw bricks  
at said windows. Defendant  
further says that when he  
discharged this defendant from  
his employ he the defendant  
threatened to do defendant harm.  
Wherefore defendant prays the  
said defendant be held and  
dealt with according to law.  
Sworn to before me  
this 15th day of Sept 1891

J. H. Villagut Felix Sugrue  
Police Justice



POOR QUALITY  
ORIGINAL

0050

(1895)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Julius Pelton* 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 A waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

*Julius Pelton*

Question. How old are you?

Answer.

*21 1/2 years old*

Question. Where were you born?

Answer.

*France*

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

Answer.

*Greenwich St. New Battery. 3 days*

Question. What is your business or profession?

Answer.

*freeman*

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

Answer.

*I am not guilty*  
*Julius Pelton*

Taken before me this  
day of *April* 1897

Police Justice.

*Albion*



0051

Residence ...

五

Offence .....  
Malicious Swearing  
February 1887

Dated.....18.....Police Justice.....

POOR QUALITY  
ORIGINAL

0052

Court of General Sessions of the Peace

517

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
AGAINST

*Jules Peltier*

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

*Jules Peltier* —

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

The said *Jules Peltier*,

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

*panes of plate glass,*

of the value of *one hundred dollars each pane,*  
of the goods, chattels and personal property of one *Edix Duquenne,*  
then and there being, then and there feloniously did unlawfully and wilfully *break*  
*and destroy.*

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

POOR QUALITY  
ORIGINAL

0053

SECOND COUNT.

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

*Jules Belkin* —

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

The said *Jules Belkin*,

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, *Two years of*

*State Laws.*

of the value of *one hundred dollars each year*,  
in, and forming part and parcel of the realty of a certain building of one *Felix*

*Duquenne*, — there situate, of the real property of the said

*Felix Duquenne*, —  
then and there feloniously did unlawfully and wilfully *destroy*.

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

DE LANCEY NICOLL,

*District Attorney.*

0054

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Perkins, John

**DATE:**

09/14/91



4150

POOR QUALITY  
ORIGINAL

0055

Witnesses;  
*Amos McBride*

Counsel,  
Filed *14 Sept* 189*7*  
Pleas, *August 75*

21  
34264301  
John Perkins

THE PEOPLE

Burglary in the Third degree.  
[Section 488, V.L.C. & S.]

DEPUTY SHERIFF  
JOHN R. FELLOWS,  
District Attorney.

A True Bill.

*W. J. Berry*  
Foreman.  
Sept 2 - Sept 17, 1897.  
Pleas Attempted. Comp. 3 Dec.  
S. P. 2 1/2 yd.



POOR QUALITY  
ORIGINAL

0056

Police Court— District.

City and County } ss.:  
of New York,

of No. 142 Manhattan Avenue, aged 39 years,  
occupation Married & Jailbird being duly sworn  
deposes and says, that the premises No. 142 Manhattan Ave., 13 Ward  
in the City and County aforesaid the said, being a 5 Story Flat  
and which was occupied by Nathan Bushnell residence  
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly opening a  
door leading from the hallway of  
said premises into said 5 Story Flat  
by means of false keys or some other  
instrument  
on the 25 day of August 1899 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

Clothing, Silverware  
and other property of over the value  
of One hundred dollars

the property of Nathan Bushnell and in the care and custody of deponent  
and deponent further says, that she 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 Perkins (now here)  
and another not arrested and acting in concert

for the reasons following, to wit: That on the 25th day  
of August deponent left said premises  
securely locked and fastened and  
at about the hour of 2 o'clock P.M.  
on the 26th day of August deponent  
visited said apartment and found  
the door leading thereto unlocked  
and upon entering deponent discovered  
the said defendant Perkins and another

POOR QUALITY  
ORIGINAL

0057

not arrested in said apartments said  
defendants immediately ran away.  
Deponent caused the of said Defendant  
Perkins by Officer James Kilpatrick  
of the 36 Precinct and fully and  
positively identifies said Perkins  
as one of the parties deponent saw  
in said premises. Said Perkins having  
no business whatever in said premises  
Deponent therefore asks that said  
Perkins may be held with as the  
law directs.

James X Mc Bride  
Mark

Sown to before me this }  
26 day of August 1891 }

W. J. Meade  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 188  
Police Justice.

I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 188  
Police Justice.

There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 188  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No.

Street.

No.

Street.

to answer General Sessions.

POOR QUALITY  
ORIGINAL

0058

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*John Perkins* 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. *John Perkins*

Question. How old are you?

Answer. *21 Years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *342 East 43 Street 6 Months*

Question. What is your business or profession?

Answer. *River Heater*

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 Perkins*

Taken before me this

day of

*April* 1911

*26*

Police Justice

POOR QUALITY  
ORIGINAL

0059

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

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*James W. J. Smith*  
*John Verano*  
174 St. James Place  
New York City  
1891  
1118  
Offence \_\_\_\_\_

Dated

Aug 26 1891

1891

Residence

*James W. J. Smith*

Magistrate

No. 3, by

*James W. J. Smith*

Officer

Residence

*James W. J. Smith*

Magistrate

No. 4, by

*James W. J. Smith*

Officer

Residence

*James W. J. Smith*

Magistrate

No.

2000

1891

Street

No.

2000

1891

Street

\$

2000

1891

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* 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 *Aug 26* 1891 *James W. J. Smith* 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.

POOR QUALITY  
ORIGINAL

0050

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 Perkins*

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

*John Perkins*

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

The said

*John Perkins*

late of the *Twelfth* Ward of the City of New York, in the County of New York  
aforesaid, on the *25th* day of *August* in the year of our Lord one  
thousand eight hundred and *ninety one*, with force and arms, in the  
*day* time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one *Nathan Bushnell*

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 *Nathan Bushnell*

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.

*Wm Lancelotti*  
*District Attorney*



0061

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Peters, Frederic J.

**DATE:**

09/24/91



4150

0062

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Smith, Ada

**DATE:**

09/24/91



4150

POOR QUALITY  
ORIGINAL

0063

Witnesses:

Mary Keely  
Off Lee

I have examined the evidence  
therein & am of opinion  
that it is not sufficient  
for conviction. I  
recommend the dis-  
missal of the indictment.

Oct 2/91  
McDermott  
A.M.

Counsel,

Filed day of

189

Pleaded August 25.

THE PEOPLE

vs.

Frederic Peters

and  
Ada Smith

DE LANCEY NICOLL,

District Attorney.

Oct 2, 1891, v. m. d.

A TRUE BILL.

W. J. O'Brien

Oct 2 - Oct. 17, 1891.  
Foreman.

Indictment dismissed  
on motion of District  
Attorney.

POOR QUALITY  
ORIGINAL

0064

Police Court 2<sup>nd</sup> District.

Affidavit—Larceny.

City and County } ss:  
of New York,

of No. 566-7 Avenue Street, aged 29 years,  
occupation Housekeeper being duly sworn,  
deposes and says, that on the 8<sup>th</sup> day of September 1891 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:

Gold Diamond Locket of the value  
of one hundred dollars (\$100) and a  
Gold Bar Pin with Gold Chain  
attached of the value of Twenty-  
Eight dollars - all of the amount  
and value of One Hundred and  
Twenty-Eight Dollars (\$128<sup>00</sup>/<sub>100</sub>)

the property of

Deponent.

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and  
carried away by Frederick Peters and Ada Smith  
(both now here), while acting in concert  
with each other, from the following facts  
to wit: That about the hour of four  
o'clock P.M. of the aforesaid date the said  
property was in a trunk in a storeroom  
on the second floor of the aforesaid premises  
and that the said trunk containing the  
aforesaid property was locked in the presence  
of deponent by Grace Bell of No 346 West  
25<sup>th</sup> Street. and in company with said Grace  
Bell deponent left the said premises. leaving  
the said defendants in bed in a room  
adjoining said storeroom. and that about  
the hour of 6.30 o'clock P.M. deponent in company

POOR QUALITY  
ORIGINAL

0065

with said Grace Bell returned to the said premises - and immediately discovered the said Trunk broken into, and the aforesaid property missing - and deponent further says that no other person was in the aforesaid premises - from the time deponent left the aforesaid premises, leaving the aforesaid property in said Trunk except the defendants - Deponent therefore charges the defendants with having committed a Larceny and asks that they may be held and dealt with as the Law may direct -

Sworn to before me  
this 9 day of September 1891  
J. M. Kelly  
Justice of the Peace

M. E. Kelley



POOR QUALITY  
ORIGINAL

0066

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

2 District Police Court.

Frederick Peters 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. Frederick Peters

Question. How old are you?

Answer. 24 years-

Question. Where were you born?

Answer. U. S.

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

Answer. 566-7 Avenue - 5 day

Question. What is your business or profession?

Answer. Writer

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

Frederick J Peters

Taken before me this

John J. [Signature]

Police Justice.

POOR QUALITY  
ORIGINAL

0067

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

2 District Police Court.

*Ada Smith* 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 *h* 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. *Ada Smith*

Question. How old are you?

Answer. *21 years -*

Question. Where were you born?

Answer. *New Jersey -*

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

Answer. *566-7 Avenue - 5 days -*

Question. What is your business or profession?

Answer. *Hammer*

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 -*  
*Ada Smith*

Taken before me this  
day of *Sept* 1897  
*John S. Helle*

Police Justice.

POOR QUALITY  
ORIGINAL

0058

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAIN OF

*John B. Kelly*  
*1156 17th St*  
*Brooklyn*  
*Adm Smith*  
*Larceny*

Offense

No.

by

\_\_\_\_\_

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\_\_\_\_\_

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

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

Dated *September 9* 18*91* *John B. 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.

POOR QUALITY  
ORIGINAL

0069

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*Frederic J. Peters*  
*and*  
*Ada Smith*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Frederic J. Peters and Ada Smith*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said

*Frederic J. Peters and Ada Smith, both*

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

*one locket of the value of one  
hundred dollars and one pin  
of the value of ten dollars and  
one chain of the value of eighteen  
dollars*

of the goods, chattels and personal property of one

*Mary C. Kelley*

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. *He*

*Lancey Nicoll*  
*District Attorney*

0070

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Phelan, Michael J.

**DATE:**

09/23/91



4150



0071

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Downing. John

**DATE:**

09/23/91



4150

POOR QUALITY  
ORIGINAL

0072

Witnesses:

James G. Grady

Counsel,

Filed

1891

23<sup>rd</sup> day of Sept

Pleads,

THE PEOPLE

30<sup>th</sup> day of Sept

[Section 498, 499 & 500 of the Third Degree.]

Michael J. Phelan

John Downing

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. J. Berry

Part 3, Oct. 7/91 Foreman.

Both dead - Criminally  
Receiving stolen goods  
They have been stolen

W. J. Berry

No 1 Pen bond,  
No 1 Elmer Def.

POOR QUALITY  
ORIGINAL

0073

Police Court—Fourth District.

City and County } ss.:  
of New York,

of No. 312 West 44<sup>th</sup> Street James F. Grady Street, aged 41 years,  
occupation Attendant 11<sup>th</sup> District Court being duly sworn

deposes and says, that the premises, No. 559 West 51<sup>st</sup> Street, 22 Ward  
in the City and County aforesaid the said being a Brown Stone and Brick  
Five Story Building  
and which was occupied by deponent as a residence  
and at the time in deponent's charge and custody  
and in which there was at the time a human being, John Quinn

were BURGLARIOUSLY entered by means of forcibly breaking the  
lock on the door leading from a hall way  
into the apartments on the aforesaid Second Floor  
and then opening the aforesaid door

on the 3<sup>rd</sup> day of September 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

One Clock of the value of Twenty-five Dollars \$25.00  
One Fur Wrap of the value of Five Dollars 5.00  
One Sitter of the value of Twenty Dollars 20.00  
Two Overcoats of the value of Twenty-five Dollars 25.00  
and all of the value of Twenty-five Dollars \$75.00

the property of John Quinn and in deponent's charge and custody  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen and carried away by  
Michael Phelan and John Downing (both men)  
and while acting in concert with each other

for the reasons following, to wit: that at about the hour of 2 P.M.  
on August 31<sup>st</sup> 1891 deponent tried the aforesaid  
door leading into the apartments on the 12<sup>th</sup> Floor  
of the aforesaid premises and the door was  
securely locked and fastened and on September  
4<sup>th</sup> 1891 deponent found said door unfastened  
and the lock broken in the manner aforesaid  
and deponent is informed by John E. Smith  
that he, Smith, saw said Michael Phelan

POOR QUALITY  
ORIGINAL

0074

coming out of the aforesaid premises through the  
front entrance, and carrying a bag.  
Deponent further says that said Michael  
Phelan confessed and admitting to deponent  
in the presence of Officer Robert Charlton of the  
22<sup>nd</sup> Precinct Police that the defendant  
John Downing did give him Phelan,  
a bag to carry on the aforesaid day,  
and that while he Downing was coming  
out of the aforesaid premises No 55-9 West  
51<sup>st</sup> Street, and deponent is further says that  
said defendant Phelan informed deponent  
in the presence of said Officer Charlton that  
the aforesaid clock was in the pawn shop  
No 514 West 57<sup>th</sup> Street and on such information  
deponent went to said pawn shop and there found  
the aforesaid clock and said defendant Phelan, further  
informed deponent that the aforesaid trap and dress were  
in the cells at premises No 892 - 11<sup>th</sup> Avenue where  
deponent found them.  
Sworn to before me this 6<sup>th</sup> day of September 1891  
James J. Brady

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 188  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 188  
There being no sufficient cause to believe the within named  
guilty of the offense within mentioned, I order he to be discharged.  
Dated 188  
Police Justice.

Police Court, District,		Offense—BURGLARY.	
THE PEOPLE, &c., on the complaint of		1.	
		2.	
		3.	
		4.	
Dated 188		Magistrate.	
		Officer.	
		Clerk.	
Witness,		No.	
		Street,	
No.		Street,	
No.		Street,	
No.		to answer General Sessions.	



POOR QUALITY  
ORIGINAL

0075

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 41 years, occupation House-keeper of No. 557 West 51st Street, being duly sworn, deposes and

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

Sworn to before me, this 6th day of September 1899.

John C. Smith

Wm. Malon

Police Justice.

(3602)

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 34 years, occupation Police Officer of No. the 22nd Precinct Police Street, being duly sworn, deposes and

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

Sworn to before me, this 6th day of September 1899.

Robert Charles

Wm. Malon

Police Justice.

(3602)



POOR QUALITY  
ORIGINAL

0076

(1895)

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer. *Michael Phelan*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Richmond County*

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

Answer. *N<sup>o</sup> 892 - 11 Avenue & about 3 years*

Question. What is your business or profession?

Answer. *Plasterer*

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 I  
met John Downing as he was  
coming out of the ~~back~~ ~~cellar~~ ~~of~~ the premises N<sup>o</sup> 559 West 51<sup>st</sup>  
Street, he, Downing, had a bag and  
placed it on my back and  
requested me to carry it  
*Michael Phelan**

Taken before me this

day of *September* 189*1*

*Michael Phelan*  
Police Justice.

POOR QUALITY  
ORIGINAL

0077

(1335)

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

4 District Police Court.

*John Downing* 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.

*John Downing*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*Summers N. Y.*

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

Answer.

*N-559 West 51<sup>st</sup> Street about 2 years*

Question. What is your business or profession?

Answer.

*Carpenter*

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. I*

*found a bag containing a  
clock in the cellar the door  
leading into which was open  
and the cellar was empty.  
John Downing*

Taken before me this

day of *SEPTEMBER* 1891

Police Justice.

POOR QUALITY  
ORIGINAL

0078

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

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James J. Frank  
3128 44th St.  
Brooklyn  
John Downing  
Riverside

Offence

Date

Sept 6 1891

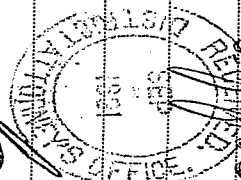
Robert L. Marshall  
Magistrate  
Officer

James E. Smith  
Witness  
Precinct

Callahan  
No. 557 West 51st St.

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

No. 2500  
Street \_\_\_\_\_



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

Michael Philan and John Downing

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

Dated Sept 6 1891 Admison 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.

POOR QUALITY  
ORIGINAL

0079

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against  
Michael T. Phelan  
and  
John Downing

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

Michael T. Phelan and John Downing

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

The said Michael T. Phelan and John Downing, both

late of the 2<sup>nd</sup> Ward of the City of New York, in the County of New York aforesaid, on the  
third day of September in the year of our Lord one  
thousand eight hundred and ninety-one, with force and arms, in the night time  
of the same day, at the Ward, City and County aforesaid, the dwelling house of one

John Quinn

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

POOR QUALITY  
ORIGINAL

0000

SECOND COUNT—

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

*Michael T. Phelan and John Downing*

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

The said

*Michael T. Phelan and John Downing, both*

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

*one clock of the value of twenty-  
five dollars, one wrap of the  
value of five dollars, one dress  
of the value of twenty dollars and  
two overcoats of the value of  
twelve dollars each*

of the goods, chattels and personal property of one

in the dwelling house of the said

*John Lunn*  
*John Lunn*

there situate, then and there being found, from the dwelling house aforesaid, then and there felon-  
iously did steal, take and carry away, against the form of the statute in such case made and pro-  
vided, and against the peace of the People of the State of New York and their dignity.



POOR QUALITY  
ORIGINAL

00001

THIRD COUNT:

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

*Michael J. Phelan and John Downing*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Michael J. Phelan and John Downing, both*

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

*one clock of the value of twenty five dollars, one wrap of the value of five dollars, one dress of the value of twenty dollars and two overcoats of the value of twelve dollars each*

of the goods, chattels and personal property of

*John Quinn*

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

*John Quinn*

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

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

DE LANCEY NICOLL,

*District Attorney.*

0082

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Philson, Matthew D.

**DATE:**

09/28/91



4150

POOR QUALITY  
ORIGINAL

0003

11/11/1915 315

Counsel, *J. J. Moore*  
Filed, *27 Sept 1891*  
Pleads, *Myself*

THE PEOPLE  
vs.  
[Signature]

Matthew D. Phillips

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

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*W. J. O'Keefe*  
[Signature]

*Pat 3 October 1891*  
*Pleadings*

*Sentence suspended*  
*See app. 10/16/91*

Witnesses:  
*L. D. Hancock*  
*Off. Blank*  
*Central*

*In the within case  
after a full investigation  
of all the facts I am of  
opinion that it clearly  
is a case where the  
utmost mercy should  
be extended and I  
believe that justice  
will be best served  
by a suspension of  
sentence*

*W. J. O'Keefe*  
*Oct 16/91*  
*W. J. O'Keefe*

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

The People vs  
Matthew D. Philson

City & County of New York ss.

I, Thomas R. Philson  
being first duly sworn according to  
law do depose & say:

I am the father of the above  
named defendant who is now 18  
years of age, and I reside at No  
203 Hart Street in the City of Brooklyn.

I am a book keeper in the employ  
of Joseph Leconte at corner of Plymouth  
& Jay Streets in the City of Brooklyn,  
and have been so engaged for over ten  
years last past.

The defendant attended school  
until he was of the age of 16 years,  
when he went to work, to learn the  
grocery business. He was with the firm  
of Huston, Nichols & Co a short time  
and afterward went into the employ  
of complainant, J. L. P. Chamberlain,  
No 87 Pine Street in the City

of New York. and from the time he entered such employment down to the time of his arrest in this charge I never in the least suspected or believed that he was doing any wrong act.

The defendant has always been an honest, upright, candid and truthful boy since his infancy he has always resided with me & my family which consists of myself, my wife, two daughters & defendant, he has never before arrested or even charged with the commission of crime, he attends to his religious duties punctually, & even at the present time he is employed by the firm of Johnson Bros. grocery & tobacco house 1109 Fulton Street in the City of Brooklyn where he is conducting himself honestly & honestly.

I humbly beseech the Honorable Court to suspend the judgment of this Court upon my own & permit him to remain in his present employment conscientiously believing that he will grow up to be an honest & dutiful



POOR QUALITY  
ORIGINAL

0086

Citizen of this community  
Swear before me this  
14<sup>th</sup> day of October 1891 *[Signature]*  
Louis B. Allen  
Notary Public  
N.Y.C.

Wm. Grant Jones  
The People  
Matter D. Philbin

City & County of New York ss  
I William H. Harcourt  
being duly sworn according to law  
do depose & say -

I am a Book Keeper & Cashier  
in the Simonds Manufacturing Co 50  
Chapin Street. City and I reside  
at No 31 Van Buren Street in the  
City of Brooklyn.

I have known the Defendant  
above named for the past 2½ years.  
as I have lent him in the  
City of Brooklyn for that period and  
I know a great many people who  
know him.


His reputation for honesty &  
good character is the best. He is  
respected by all of his neighbors as  
the honest upright & dutiful man.

I have heard the least  
against his character & I feel that

POOR QUALITY  
ORIGINAL

0000

his present unfortunate condition  
is due to bad associates.

I was before me this  William A. Narracott  
14 day of October 1891

Louis B. Allen

Notary Public

N.Y. Co.

My Friend

The People

Matthew D. Philson

City & County of New York

I, Chester J. Kenney

being duly sworn according to  
law do depose & say.

I am Superintendent of  
the firm of Joseph Leconte & Son  
Can Factory 167 to 177 Plymouth  
St. in the City of Brooklyn and have  
been in that capacity for the past 18  
years.

I know the family of defendant  
for about 10 years last past &  
the defendant for the same period  
of time.

I know a number of people  
who know the defendant & know  
very well his general character for  
honesty & truthfulness, and it is of  
the highest & best.

I know the defendant to be  
an honest, sober & industrious young  
man, an attentive & reliable

to his family & I feel that if  
the Court will give him a chance  
to see the wrong he committed  
he will in the future become a  
respected & honest man

Given before me this 18 day of October 1891  
Louis B. Allen  
Notary Public  
N. Y. Co.

Wm. J. Manning



POOR QUALITY  
ORIGINAL

0091

TELEPHONE No. 1708 CORTLAND.

G. L. P. CHAMBERS & CO.,  
GENERAL COMMISSION MERCHANTS,  
MENHADEN FISH OIL AND SCRAP,

Dried Blood Tankage, Azotin, Phosphate, Potash, Salts, Sulphate, Ammonia,  
Nitrate Soda, Bones, Horns, Hoofs, Tallow, Stearine, Oils,  
Bone Black, Refined and Crude Paraffine Wax, Etc.

No. 81 PINE STREET

CABLE ADDRESS:  
"EXSICCANT,"  
NEW YORK.

New York, Oct 8<sup>th</sup> 1891

Hon Delaney Nicholl  
District Attorney  
N.Y. City.

My dear Sir

In the case of the  
people against Matthew  
D. Philson I would  
most respectfully ask  
your chimney as the  
lad was in my employ  
for nearly a year &  
I always found him  
honest & upright &  
this step seems to have  
been taken through bad

POOR QUALITY  
ORIGINAL

0092

Company

As I am the only one  
wronged I would most  
respectfully say I do  
not wish to appear  
against him as I think  
it will be a lasting  
lesson to him & I trust  
you will do what you  
can to obtain his  
discharge

Yours Very truly  
Geo. L. Chambers

0093

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

189

*Plaintiff,*

*Defendant.*

**HOWE & HUMMEL,**

Attorneys for  
87 & 89 Centre St., New York City.

Due and timely service of copy of the within  
hereby admitted

this day of 189

*Attorney.*

7

POOR QUALITY  
ORIGINAL

0094

(1305)

Police Court—15<sup>th</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 81 Pine Street, aged 31 years,

occupation Merchant being duly sworn,

deposes and says, that on the 14 day of September 1891 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 diamond Ring of the value of Seventy  
dollars, one diamond stud of the value of  
one hundred and forty dollars

the property of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen  
and carried away by Matthew D. Philson (number)

from the fact that deponent is informed by  
William J. Clarke of the Central office  
that he caught said defendant in  
the act of offering for the sale the  
above described property diamond  
ring number shown

Geo. L. P. Chambers

Subscribed and sworn to before me, this 15 day of September 1891  
of John A. Sullivan Police Justice.

POOR QUALITY  
ORIGINAL

0095

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 27 years, occupation Police Officer of No.

300 Mulberry Street, being duly sworn, deposes and

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

Sworn to before me, this 15

day of Sept 1896,

William J. Clark

Solon B. Leitch  
Police Justice.



POOR QUALITY  
ORIGINAL

0096

Sec. 198—200.

1— District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

*Matthew D Philson* 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.

*Matthew D Philson*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*NY S*

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

Answer.

*203 Hart St Bklyn 4 mos*

Question. What is your business or profession?

Answer.

*Clerk*

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

Answer.

*I am guilty of the charge*

*Matthew D Philson*

*Subscribed before me this 15th day of Sept 1918*  
*John D. Philson*  
Police Justice

POOR QUALITY  
ORIGINAL

0097

BAILED  
No. 1, by *900 de la Monte*  
Residence *1344 New York Ave*  
No. 2, by *185 de la Monte*  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

*only 1 of 1000*

Police Court  
District

THE PEOPLE  
ON THE COMPLAINT OF

*Geo. C. P. Chambers*  
*William S. Pearson*  
*Charles S. Pearson*

Offence

*Larceny*

Dated *Sept 15 1901*

*Charles S. Pearson*  
Magistrate

*Wm. S. Pearson*  
Central Office

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

No. *500*  
Street *48*

*Detached*  
*Backed*

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

*Five* 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 *Sept 15 1891* *Solomon B. Smith* Police Justice.

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

Dated *Sept 16 1891* *Solomon B. Smith* Police Justice.

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

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

POOR QUALITY  
ORIGINAL

0098

505

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Matthew D. Philson*

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

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

The said

*Matthew D. Philson*

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

*one diamond ring of the  
value of seventy dollars*

of the goods, chattels and personal property of one

*George L. F. Chambers*

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

*De Lancey Nicoll,  
District Attorney*

0099

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Pisano, Raffaello

**DATE:**

09/09/91



4150

0100

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

DeStephano, Matteo

**DATE:**

09/09/91



4150



POOR QUALITY  
ORIGINAL

0 1 0 1

Witnesses:

Alvin Peterson

Ed. Albertson

Rev. Arnett

Part II. Oct. 7, 91. Shushy  
consent to the discharge of the  
defendants on their own recogni-  
tance. *Arnett* 28th.

*Arnett*  
Motion to transfer

to Spec. Sessions

denied by

Defendant disallowed

with leave to the

defendant to plead

over *Arnett*  
Sept 30, 91.

*Arnett*  
J. P. Kelly

Counsel,

Filed *Arnett* 189

Pleads *Arnett*

*Arnett*  
THE PEOPLE

vs.

Raffaels Biondi

and

Mattio De Stephano

DE LANCEY NICOLL,

District Attorney.

*Arnett*  
Court in presence of

A TRUE BILL

*Arnett*

*Arnett*

Foreman.

Sept 2 - Oct. 4, 1891

on motion of Dist. Attorney

defendant discharged on

their verbal recognizance.

on motion of Dist. Atty. - first City.

not appearing - under C. C. S. 1891.

POOR QUALITY  
ORIGINAL

0102

Witnesses:

Alvin Peterson  
Off. Anderson  
Hon. Barrett

Part II. Oct. 7, 91. Shuchy  
consent to the discharge of the  
defendants on their own recogni-  
tance. *Barrett* *Anderson* *Peterson*  
20th.

*John C. Mansfield*  
to Spec. Sessions  
Admick Jr.

Remuner disallowed  
with leave to the  
defendants to plead  
over  
Sept 30/91

Counsel,

Filed

day of

189

Pleaded

THE PEOPLE

vs.

vs.

Raffaello Pisano

and  
B

Mattio De Stephano

DE LANCEY NICOLL,

District Attorney.

*Remuner disallowed by*  
*Court in presence of*  
*A TRUE BILL*

*W. J. Barry*  
*Sept 20/91*

Foreman.

Sept 2 - Oct. 4, 1891  
on motion of Dist. Attorney  
defendants discharged on  
their verbal recognizance.  
On motion of Dist. Atty. - Dist. Atty.  
not appearing. *W. J. Barry*  
Sept 20/91

POOR QUALITY  
ORIGINAL

0 103

COURT OF GENERAL SESSIONS.

----- x  
The People etc. :  
against :  
Matteo De Stephano. :  
----- x

Hon. Delancy Nicoll.  
District Attorney.

Sir:-

Please to take notice that on the annexed affidavit and  
on all the proceedings herein we will move the Court at Part  
One on the *15<sup>th</sup>* day of *January*, *1872*, for an order dis-  
missing the indictment herein.

Purdy & McManus,  
Defendant's Attorneys,  
280 Broadway,  
New York City.

POOR QUALITY  
ORIGINAL

0 104

THE PEOPLE vs.

COURT OF GENERAL SESSIONS.

COURT OF GENERAL SESSIONS.

The People etc.

against

Matteo De Stephano

City and County of New York, ss:-

MATTEO De STEPHANO being duly sworn deposes and says:

I am the defendant in the above entitled action.

I was indicted on or about the 6<sup>th</sup> day of *September* 1891, and was confined in the City Prison un til the 14<sup>th</sup> day of *September*, 1891.

After my indictment, I constantly urged the trial of my case. The trial was repeatedly postponed by the District Attorney and against my earnest protest. Finally on the 7<sup>th</sup> day of *October* on my demanding a trial, the District Attorney moved that I be discharged on my own recognizance. The indictment is still pending against me, and injures me very materially in my good name and in my business.

I am, and always have been ready for trial. I am entirely innocent of the charge contained in the indictment.

I therefore ask that the indictment be either tried, or that it be dismissed.

Sworn to before me this

10<sup>th</sup> day of January, 1892.)

*P. A. McManus*  
Notary Public

New York County.



POOR QUALITY  
ORIGINAL

0105

COURT OF GENERAL SESSIONS

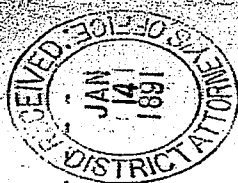
The People etc.

against

MATTEO DESTEFANO

AFFIDAVIT and

NOTICE of MOTION.



Purdy & McManus,

Defendant's attorneys,

280 Broadway,

New York City.

Due and timely service of the within is this 14th day of January, 1891.

admitted.



POOR QUALITY  
ORIGINAL

0 106

COURT OF GENERAL SESSIONS

----- x  
The People etc. :  
against :  
Matteo DeStephano et al. :  
----- x

Hon. Delancy Nicoll,  
District Attorney.

Sir:-

Please to take notice that on all the proceedings herein  
we will move the court at Part Two at 11 o'clock A. M. on  
October 6th, 1891, for an order discharging the defendants  
upon their own recognizance.

Purdy & McManus,  
Attorneys for defendants,  
280 Broadway,  
N. Y. City.

POOR QUALITY  
ORIGINAL

0107

COURT OF GENERAL SESSIONS

The People etc.

against

Matteo De Stephano et al.

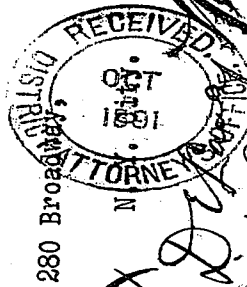
Notice of Motion.

*Replied to Mr. Waples*

*Oct 4/1891*

Purdy & McManus,

Attorneys for defendants



*To D. De... [Signature]*  
*Dish [Signature]*  
*M. [Signature]*

POOR QUALITY  
ORIGINAL

0108

COURT OF GENERAL SESSIONS

City and County of New York.

----- x  
: The People etc. :  
: against :  
: , Matteo DeStephano :  
and ano. :  
----- x

The defendant is indicted with one Pisano charged with the crime of conspiracy in that they conspired falsely and maliciously to cause a certain police officer of the City of New York to be complained of before one of the Inspectors of said city. Sub-division 2 Sec. 168 Penal Code is undoubtedly the Sub-division under which this indictment is sought to be framed; "falsely or maliciously to indict another for a crime or to procure another to be complained of or arrested for a crime." The language used "complained of or arrested" appears to be synonymous terms.

In looking over the Code to ascertain what a complaint is, we are referred to the head of "information" which is defined by Sec. 145 Code Crim. Pro. The information is the allegation made to a magistrate that a person has been guilty of some designated crime.

People vs Johnson 46 Hun 671

People vs Noah 24 State Reporter 375.

The next Section 146 defines who are magistrates; the very language used imports the necessity of being made to some magistrate; several persons may combine unlawfully and charge a man ~~purely~~ with the commission of a felony or any crime known to our law, and the remedy for such an evil could not be by indictment but <sup>by</sup> ~~upon~~ action.

POOR QUALITY  
ORIGINAL

0 109

"Words actionable per se, that is by imputing a crime to another whether uttered ~~in the presence of an unlawful~~ to injure or defame ~~or~~, whether made in writing before a police inspector or any officer not having judicial power to cause an arrest, cannot be said to justify an indictment; the crime consists in conspiring unlawfully to deprive a man of his liberty by entering a complaint which seems must necessarily be made before one having authority and power to inquire into the same; viz, a magistrate or the Grand Jury.

The police inspectors are not magistrates; they have power to regulate the conduct and make police regulations in their respective localities; but the Legislature has not conferred upon them powers of magistrates.

It is respectfully submitted for reasons above named, that this demurrer should be allowed.

Purdy & McManus,

Counsel for defendant.

280 Broadway,

N. Y. City.

POOR QUALITY  
ORIGINAL

0110

N. Y. Court of General  
Sessions.

The People

agst.

Matteo DeStephano and ano.

Purdy & McManus,

Counsel for defendant,

280 Broadway,

N. Y. City.

*Filed Sept 29/61*



POOR QUALITY  
ORIGINAL

0 1 1 1

N. Y. Court of General  
Sessions.

The People

agst.

Matteo DeStephano and ano.

Purdy & McManus,

Counsel for defendant,

280 Broadway,

N. Y. City.

*Filed Sept 29/61*

POOR QUALITY  
ORIGINAL

0112

COURT OF GENERAL SESSIONS

-----x  
The People, etc., :

against :

MATTEO DeSTEPHANO :

-----x  
To Hon. Delancy Nicoll,

District Attorney, New York County.

YOU WILL PLEASE TAKE NOTICE that upon the within affidavit  
a motion will be made in Part 1. of this Court on Friday the  
14th day of April, at the opening of court or as soon there-  
after as counsel can be heard, for an order dismissing the  
indictment here in.

Dated, April 13, 1893.

Purdy & McManus,

Counsel for Defendant

116 Centre St., N.Y. City

POOR QUALITY  
ORIGINAL

0113

COURT OF GENERAL SESSIONS

-----x  
The People, etc.,  
                  against  
MATTEO DESTEPHANO  
-----x

City and County of New York.ss:

Ambrose H. Purdy being duly sworn says that he is the attorney for the above named defendant; that an indictment is pending in this court charging the defendant with conspiracy; that said indictment was found a year ago last September, and defendant was arrested and confined in jail for a considerable length of time; he was subsequently admitted to bail; that motions were made for the purpose of bringing this case to trial, and they resulted in the discharge of the prisoner upon his own recognizance. The defendant has at all times been ready for trial, but the same has been denied to him; that this indictment is still pending, and it seriously embarrasses the defendant in his business. Depo-  
nent asks for the dismissal of the indictment herein, or for a trial upon the same.

Subscribed and sworn to )  
before me this 13th day )  
of April, 1893. )

*A. H. Purdy*

*Wm. H. Maus -*  
*Notary Public*  
*W. H. Maus*



0114

[illegible]

against

Mattéo Desjardins

$\frac{1}{2} = \frac{1}{2}$

AFFIDAVIT  
 AND  
 NOTICE OF MOTION

$\frac{1}{2} = \frac{1}{2}$

Parady & Momannus,  
Attorneys for Defendant  
110 Centre St., N.Y. City.

Dear Mother  
Dear Alice  
Dear Mary

0115

[illegible]

against

Matteo DeStefano

[illegible]

AFIELD AVILT

~~NOTICE OF MOTION.~~

[illegible]

Pardy & McManus,  
Attorneys for Defendant  
110 Centre St., N.Y. City

To - Dearest Heart  
 Dear Alice  
 Wm



POOR QUALITY  
ORIGINAL

0116

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Matter Stefano* 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.

*Matter Stefano*

Question. How old are you?

Answer.

*20 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*530 1/2 Broom St - 10 years*

Question. What is your business or profession?

Answer.

*Muncian*

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.*

*Mattio De Stefano*

Taken before me this

day of August 1897

Police Justice.

POOR QUALITY  
ORIGINAL

0117

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*Raffalo Pisano* 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.

*Raffalo Pisano*

Question. How old are you?

Answer.

*37 years old*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*1024 Grand Street*

Question. What is your business or profession?

Answer.

*Shoemaker*

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

Answer.

*I am not guilty*  
*Raffalo Pisano*  
*Made*

Taken before me this

day of

*Aug 1891*  
*Police Justice*

City Court of General Sessions

The People vs  
against  
Raffaello Pisano and  
Matteo de Stephano

The defendants are indicted for the crime of conspiracy under Sec. 168 of the Penal Code.

The indictment charges that the defendants "did unlawfully conspire together falsely and maliciously to procure one Charles L. Albertson to be complained of for a crime, to wit, for having ~~xxx~~ feloniously taken stolen and carried away, a sum of money ~~xxx~~ of the value of more than twenty five dollars, of the person's money and personal property of the said Raffaello Pisano. And afterwards ~~the said xxx~~ ~~in~~ in pursuance and furtherance of the said conspiracy did falsely and maliciously complain to Alexander S. Williams, then and yet being an Inspector of Police of the said City of New York &c."

The indictment charges the crime in the language of the statute, that they conspired "to procure another to be complained of for a crime."

It is to be noted that the statute does not require that the conspirators shall make the complaint but only that they shall "procure another to be complained of." In this respect the language differs from that used in the prior portion of the

same subdivision i.e. "to indict another for a crime".

The compact agreement entered into by the conspirators must be "to procure another to be complained of" and whether they themselves make the complaint or induce another to make it, ~~this~~ ~~the~~ does not affect the criminal character of their agreement.

The second paragraph of the indictment was rendered necessary by the requirements of law (C.C.P. §398) that one overt act must be alleged in a case of conspiracy; and under an indictment, such as this, alleging the act of the defendants in complaining to the <sup>Inspector of</sup> Police any other overt act could be proven.

The paragraph alleging the overt act is not inserted for the purpose of qualifying or determining the facts constituting the crime but solely to comply with the requirements of the statute in such cases.

The only question, it would seem, is, whether such complaint was an overt act in furtherance of the conspiracy.

It is <sup>alleged</sup> charged that the defendants charged said Albertson with the commission of a felony and the Inspector of Police could have arrested him without a warrant (Code Civ. Pro. §177).

It makes no difference whether the

POOR QUALITY  
ORIGINAL

0120

aim of the conspiracy was even successfully carried out or not, the law punishes the corrupt agreement provided any overt act has been taken in furtherance thereof and if the complaint made by defendants to the Inspector was made by them for the purpose of carrying out their intention to procure ~~the~~ Albutson to be complained of, the indictment must stand.

In the consideration of this demurrer it is immaterial whether the statute should be construed to refer only to a complaint before a judicial officer for it can not now be said that the People will not offer ~~such~~ proof. <sup>It was</sup> that <sup>the</sup> intention of the defendants to have complaint made to such officer either by themselves or by the Inspector of Police.

Respectfully submitted

Samuel J. Webb  
a.d.a.



POOR QUALITY  
ORIGINAL

0121

Mr. General Sessions

Peopce

Peasants de Stephens

Memorandum in  
opposition to Demure

POOR QUALITY  
ORIGINAL

0122

Vincent P. Rocello  
530 1/2 Avenue

Luigi Amodei  
40 Avenue St

Thos. Harrell  
34 Essand St

Marcell Smith

House of Delintion

Geo P. Conboy 8th Prec

Joe Brown 2nd

Chas. Gallacher 8th Prec  
Witnesses for the People

No. 1.

District Attorney's Office.

Part 2

PEOPLE

vs.

Raffaello Pisano  
et al

October 7th

Bail notice served  
Pers.

Riley Oct 1/91

POOR QUALITY  
ORIGINAL

0123

COURT OF GENERAL SESSIONS.

----- x  
The People etc. :  
against :  
MATTEO DeSTEPHANO. :  
----- x

The defendant, for a demurrer to the above indictment  
says:

FIRST: That the facts stated therein do not constitute a  
crime and asks that the indictment be dismissed.

Purdy & McManus  
of Counsel for defendant.

0124

CONFIDENTIAL



POOR QUALITY  
ORIGINAL

0125

Sec. 151.

Police Court..... District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by *Charles L. Roberts* of the *1st Precinct Police*, that on the *21* day of *August* 188*8* at the City of New York, in the County of New York,

*Raffalo Pisano, and*  
*Mattia Stefano did commit*  
*the crime of perjury*

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring forthwith before me, at the DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this

*W. S. Haynes* 188*8*

POLICE JUSTICE.



POOR QUALITY  
ORIGINAL

0126

POLICE COURT.....DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated.....188

Magistrate.

Officer.

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

Dated *August 25<sup>th</sup> 1891* 188

This Warrant may be executed on Sunday or at  
night.

*E. H. [Signature]*  
Police Justice.

Dated.....188

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

The within named

Police Justice.

POOR QUALITY  
ORIGINAL

0127

POLICE COURT 2 DISTRICT.

City and County of New York, ss.

THE PEOPLE

vs.

Matter Stefano

On complaint of

Chas L Albertson

For

Conspiracy

After being informed of my rights under the law, I hereby waive a trial by Jury on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in for the City and County of New York.

Dated

May 26

1891

[Signature]

Police Justice.

Matter De Stefano

POOR QUALITY  
ORIGINAL

0128

POLICE COURT 4 DISTRICT.

City and County of New York, ss.

THE PEOPLE

vs.

On complaint of

For

*Charles L. Albertson*

*Conspiracy*

*Raffalo Psaino*

After being informed of my rights under the law, I hereby waive a trial by Jury on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in for the City and County of New York.

Dated Aug 25 1897

*[Signature]*  
Police Justice.

*Raffalo* <sup>*vs*</sup> *Psaino*  
*mut*

POOR QUALITY  
ORIGINAL

0129

84 Aug 27 - 10:30 AM  
Police Court  
(32)

THE PEOPLE, &c.,  
ON THE COMPLAINT  
OF

500/9  
District

BAILIED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

No. 7, by

Residence

No. 8, by

Residence

Conspiracy  
Offence

Dated

Aug 26

1891

Magistrate

Officer

Precinct

Witness

No.

Residence

No.

Residence

No.

Residence

No.

Residence

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

Dependent  
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 August 26 1891 Police Justice.

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

Dated Aug 26 1891 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.



POOR QUALITY  
ORIGINAL

0130

Police Court 2<sup>nd</sup> District.

City and County of New York, ss.

of No.

occupation

that on the

York, in the County of New York,

2<sup>nd</sup> District.

The 8<sup>th</sup> Precinct Police Station, Charles E. Alburton  
Street, aged \_\_\_\_\_ years,  
being duly sworn, deposes and says,  
21 day of August 1891, at the City of New

Raffalo Pisano (now here), and  
Matusa Stefano, (not yet arrested),  
did with intent to injure  
deponent and cause deponent  
to be arrested, commit the crime  
of conspiracy in violation of  
Section 168 of the Penal Code of  
the State of New York, from the  
fact that, said Pisano came to the  
8<sup>th</sup> Precinct Station <sup>in 2<sup>nd</sup> Precinct</sup> about the hour  
of 1:30 o'clock P.M. in company with  
Police Officer Brown, who had his head  
dressed. Said Pisano was then exam-  
ined by a surgeon and found to have  
only a slight scratch. That Pisano  
stayed in the Station House only about  
for minutes. That on the 22<sup>nd</sup> day  
deponent was called to police head-  
quarters and there said Pisano and  
Stefano then put there said in presence  
of deponent, that deponent had stolen  
about thirty dollars <sup>from Pisano</sup> in connection  
with officer Brown of the 8<sup>th</sup> Precinct.  
That deponent went to police headquarters  
on the 24<sup>th</sup> day of August and Pisano  
repeated his story. That Pisano came  
to the 8<sup>th</sup> Precinct Station House after  
leaving Headquarters and confessed  
to deponent through an interpreter  
that ~~deponent had stolen the money from him~~  
he Pisano, had been told by Stefano  
to go to Police Headquarters and  
make complaint against deponent.



POOR QUALITY  
ORIGINAL

0131

and that deponent would give Pisano  
the sum of thirty dollars and Stefano  
would receive ten dollars of the same.  
That Stefano did accompany Pisano  
to Police headquarters and accused de-  
ponent of stealing the same sum of thirty  
dollars and that both Pisano and Stefano  
well knew at the time that the said  
money had not been taken from Pisano  
by deponent or officer Brown  
wherefore deponent charges said  
Pisano and Stefano with the crime  
of conspiracy and swears that they  
he dealt with as the law directs  
Given before me  
this 25<sup>th</sup> Day of August 1891, { John L. Albarrison  
J. L. Albarrison  
Police Justice

Police Court, District.

THE PEOPLE, &c., ON THE COMPLAINT OF		Offense.
1.		
2.		
3.		
4.		

Dated 189

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

\$ to answer Sessions.

POOR QUALITY  
ORIGINAL

0132

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Rafaelo Ciano*  
and  
*Matteo De Stefano*

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

Indictment accuse *Rafaelo Ciano and Matteo*

*De Stefano* —

of the crime of *Conspiracy*, —

committed as follows:

The said *Rafaelo Ciano and*  
*Matteo De Stefano*, both —

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

*twenty first* day of *August*, in the year of our Lord one thousand  
eight hundred and ~~eighty~~ *ninety-one*, at the City and County aforesaid,

*did unlawfully conspire together*  
*to unlawfully and maliciously to procure*  
*one Charles S. O'Brien to be*  
*appointed as a prime, to intro-*  
*duce him on the day and in the*  
*year aforesaid, at the City and County*  
*aforesaid, to procure to be*  
*and carried away a sum of money,*  
*and the money of the United States*  
*of America and of the value of more*  
*than twenty five dollars, of the money*  
*and personal property of the*

said Rafael Cisano.

And afterwards, to wit, on the  
day and in the year aforesaid, at  
the City and County aforesaid, the  
said Rafael Cisano and Matteo  
De Stefano, in pursuance and  
obedience of the said provisions  
and fully and lawfully and judicially  
conform to Alexander S. Williams,  
then and now being an Inspector of  
Police of the said City of New York,  
that the said Frederick S. Wharton  
had, on the day and in the year  
aforesaid, at the City and County  
aforesaid, feloniously taken, stolen  
and carried away the said sum of  
money, of the money, money and  
personal property of the said Rafael  
Cisano; whereas in truth and in  
fact the said Frederick S. Wharton  
had, not on the day and in the  
year aforesaid, at the City and  
County aforesaid, feloniously taken,  
stolen and carried away the said  
sum of money, of the money, money  
and personal property of the said  
Rafael Cisano, or that the said  
Rafael Cisano and Matteo De  
Stefano then and there well knew.

POOR QUALITY  
ORIGINAL

0134

and the said Ralph C. Benson and  
Matter DeStefano did thereby  
then and there in pursuance and  
furtherance of the said conspiracy  
feloniously and maliciously accuse the  
said R. Mader D. O'Brien of the crime  
of grand larceny, 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.

DeSaucy Trial,

District Attorney.

0135

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Preiti, Guiseppe

**DATE:**

09/28/91



4150



0136

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Preiti, Sabiutia

**DATE:**

09/28/91



4150

POOR QUALITY  
ORIGINAL

0137

1609

Heiman Thront  
291 Bell  
Filed day of  
Pleads, Property 1 Oct 22

Counsel,

189

THE PEOPLE

Murder in the First Degree.  
(Section 188, Penal Code.)

vs.

Ginseppe Preiti

and

Salvina Preiti

DE LANCEY NICOLL,

District Attorney.

Counsel, City

Sentenced J. P. L. 1899  
A TRUE BILL.

W. J. C. Berry

Foreman.

No. 2. on record of doct. City Indict  
dis ast. No. 2. 1899

Chas. J. Conventry  
Chas. J. Conventry  
Chas. J. Conventry

Josephine Santa  
Off Rice 6th

In the within case I have made  
a careful examination and find  
to find any evidence which  
against the defendant. I have  
read and therefore recommend  
the dismissal of the indictment  
against him.

W. J. C. Berry

POOR QUALITY  
ORIGINAL

0138

1609

Human Hand  
291 Bell

Counsel,

Filed day of 189

Pleas,

THE PEOPLE

vs.

Ginseng Preiti

and

Sabina Preiti

Murder in the First Degree.  
(Section 183, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Counsel for

Defendant J. P. Berry

A TRUE BILL.

M. J. Berry

Foreman,

No. 2. On reme of doct. Chas. Hubert  
dis asto No. 2 -

Chas. Hubert  
Chas. Hubert  
Chas. Hubert

Josephine Sauter  
Off Recd 6th

In the within case I have made  
a careful examination and find  
I find any evidence whatsoever  
against the defendant Sabina  
Preiti and therefore recommend  
the dismissal of the indictment  
against him  
J. P. Berry  
J. P. Berry

POOR QUALITY  
ORIGINAL

0139

NEW YORK COURT OF GENERAL SESSIONS.

----- x  
The People etc. :

against :

Sebastian Preitre et al. :  
----- x

Hon. Delancy Nicoll,

District Attorney.

Sir:-

Please to take notice that on the annexed affidavit and  
on all the proceedings herein, I will move the Court at Part  
~~the~~ <sup>one</sup> at 11 o'clock A. M., on ~~the~~ <sup>the</sup> day of ~~Feb~~ <sup>Feb</sup>  
*Feb 12* for leave to withdraw the plea of not guilty heretofore in-  
terposed herein, and for such other relief as to the Court  
may seem just.

Purdy & McManus,

Attys. for defendants,

280 Broadway,

N. Y. City.



POOR QUALITY  
ORIGINAL

0140

NEW YORK COURT OF GENERAL SESSIONS.

-----v-----x  
The People etc. :

against :

Sebastian Preitre :

et al. :  
-----x

City and County of New York, ss:-

AMBROSE H. PURDY being duly sworn deposes and says:

That he is the attorney for the defendant in the above entitled action; that the defendant was indicted for the crime of murder in the first degree on the 26th of September, 1891, and since that time has remained in close confinement in the City Prison. The defendant is an Italian and does not speak the English language. Deponent was not retained in his case until very recently.

*not* The defendant when called to plead to this indictment, was advised by counsel and entered the plea of not guilty.

That since deponent has been retained, he has investigated the case and examined the *evidence* affidavit taken before the Coroner's inquest. He has also talked with the defendant and other persons; and from these sources of information, deponent believes that there was no evidence before the Coroner's inquest or before the Grand Jury, in any way implicating the defendant in the alleged crime. There was evidence against the co-defendant; and from this information and examination of all the evidence, deponent is satisfied that there was no evidence of any kind before the Grand Jury on which the indictment against this defendant was found.

D<sub>a</sub>



POOR QUALITY  
ORIGINAL

0141

Deponent believes that the indictment was procured by mistake; the witness before the Grand Jury being Italian, and the Grand Jury hearing their evidence through an interpreter, were undoubtedly led into the error of confusing this defendant with his brother.

Deponent is satisfied that on examination by the Court of the minutes of the Grand Jury, and of the other proceedings, will disclose the fact that there was no evidence before any tribunal, at any time, in the slightest degree implicating this defendant.

W H E R E F O R E deponent asks leave that the defendant be allowed to withdraw his plea of not guilty, in order that he may make a motion to dismiss the indictment as to him, on the ground that it was found wholly without evidence.

Sworn to before me this )  
27th day of January, 1892.)

*A. H. Purdy*

*Robert Walling Irving*

Commissioner of Deeds

New York County.

POOR QUALITY  
ORIGINAL

0142

COURT OF GENERAL SESSIONS.

The People etc.

against

Sebastian Preitre et al.

*Copy*

AFFIDAVIT AND NOTICE OF

MOTION.



Purdy & McManus,  
Attys. for defendants,

280 Broadway,

N. Y. City.

A B S T R A C T.

Book 20  
Page 3

Coroner's Office,  
New York County.

-----x  
In the matter of the inquisition )  
into the death ) Before  
of ) Hon. Ferdinand Levy,  
Antonio Rosso, dec'd. ) and a jury.  
New York, Oct. 5, 1891.  
2 P. M.  
-----x

Assistant District Attorney Welsh, representing  
the District Attorneys office, appears for the people.

✓  
Mrs. Josephine Saute, sworn, testified as follows:  
I reside at 86 Mulberry Street. I knew the deceased,  
Antonio Rosso. I saw some of this occurrence on the even-  
ing of the 22nd day of September last. I was sitting in  
front of the door, 84 Mulberry Street, where I kept my  
place of business, reading the paper, and when I looked up  
I seen two men by my side; they were not talking; one was  
dressed as a laborer, and the other had a dark derby hat  
on and had a bandage around his head; I seen him give a  
prod, but there was no talking done. I do not identify  
either one of the three prisoners. This was about six or  
seven o'clock in the evening, I was on the sidewalk. It was  
neither dark nor light; you could see across the street;  
I saw the two men; I seen him stab--give him a prod like  
that; I did not see the man have anything in his hand; the  
man that received the thrust took me by the hand and led  
me two or three yards from where I was sitting--not the  
man that was stabbed, the other man.

Michael Costellano, sworn testified as follows:  
I live at 135 Mott Street; I was working with Antonio  
Rosso, the dec'd, and coming home from work, while passing  
through Mulberry Street, near Canal, he was two or three  
steps in front of me; suddenly this man Joseph Proiti ap-  
peared with a knife in his hand and struck Antonio Rosso;  
I did not see a knife in his hand, I saw him when he made  
the thrust. After striking the blow, he turned and pas-  
sed down Mulberry Street, in the direction of Bayard; I  
saw no one except Joseph Proiti; they had no words before  
that; I identified this man Jos. Proiti as the man who struck  
Antonio Rosso; I have known him about a year; I was about  
fifteen feet from the dec'd at the time; the dec'd fell to  
the ground; I saw blood from his body.



POOR QUALITY  
ORIGINAL

0144

Mrs. Rose Tierhy, sworn, testified as follows:--

I live at 86 Mulberry Street; I keep a store there; I was sitting outside of my door, and the first thing I saw was two men; a third party was with them; I saw this man with the bandage on his head, and the other man, *and he* gave him a thrust, whatever he had in his hand I don't know; he fell back, and when he fell back this man, with the bandage gave him another thrust, and the other man with the man dead turned back and he went to raise the shovel, and as he did so I screamed; he dropped the shovel; he didn't hit; I wouldn't swear to the identification: I couldn't tell his face; there was about two words spoken, and the man with the bandage on his head was the man who spoke the words; the man who was murdered did not speak a word because he came on him sudden; he was taken by surprise; he had his coat on his arm, and his dinner pail in his hand; there were two thrusts made.

Frank S. Price, sworn, testified:

I am a detective from the 6th Precinct; I arrested those two prisoners at Oak Ridge, New Jersey; I had a warrant for them for homicide, they were charged with the murder of Antonio Rosso

Verdict: We find that Antonio Rosso came to his death from injuries inflicted at the hands of one Giuseppe Proeti at or near 86 Mulberry Street, in the City of New York, on September 22, 1891.

CORONER'S OFFICE.

TESTIMONY.

Autopsy

Antonio Malini-Rossa - at 26  
Mulberry St. Single, white, age 25 years  
Said to have died between 6.30 or 7 PM.  
Sept 22nd '91.

Body well nourished negro. marks well marked

Wound No. 1. - Stab wound of right chest wall  
between nipple and median line penetrating  
cavity an increasing <sup>right nipple</sup> fluid & clotted  
blood in cavity. Surface wound 1 1/2 in length.

Wound No. 2. - Stab wound of abdomen, penetrating  
cavity two inches in depth, horizontal  
crossing median line and located mid-  
way between navel and umbilicus. Cartilage  
direction forward to the left, through  
left lobe of liver, stomach, and left kidney  
depth 6 inches.

Cause of death: Stab wound above  
described.

J. F. Malini, M.D.  
Coroner's Phy.

Taken before me

this

day of

188

CORONER.



COURT OF GENERAL SESSIONS.

City and County of New York.

&

-----x	
The People	:
	:
vs	:
	:
Guisepe Preiti.	: Before Hon.
	:
Jointly indicted with	: Frederick Smyth,
	:
Sabintia Preiti.	: and a Jury.
	:
-----x	

Indicted for MURDER in the FIRST DEGREE.

Indictment filed September 28th, 1891.

Tried March 20th, 1892.

Appearances:

Assistant District-Attorney Bartow S. Weeks, for the  
People.

Ambrose H. Purdy, for the Defense.

-----x

Officer Thomas Coakley testified that he was attached to the First Precinct. On the 27th day of August, 1891, he arrested Antonio Rossa, upon the

**POOR QUALITY  
ORIGINAL**

0147

2

charge of assaulting Guiseppe Preiti, the defendant. In the Tombs Police Court, Rossa was held to await trial. On the 9th of September, 1891, Rossa was discharged from custody. The discharge was made upon the affidavit of Preiti. Rossa was discharged by Justice O'Reilly. The complaint against Rossa was dismissed on the application of Preiti.

In cross-examination, the witness testified that he arrested Rossa in a cellar at the south-west corner of Broad street and Beaver street, where a number of Italians were working, excavating the cellar. He saw the man Rossa strike Preiti. He was walking through Beaver street, and he saw a crowd gather around the cellar. He, the witness, went over to where the crowd was, to see what was the trouble. He saw Rossa walk up to Preiti, with a shovel in his hand, and strike Preiti a blow upon the side of the head with the shovel knocking him down. At that time Preiti was standing, with a shovel in his hand, doing nothing and saying nothing to any one. Rossa struck Preiti upon the left

**POOR QUALITY  
ORIGINAL**

0148

3

side of the head, where the scar still showed on Prei-  
ti's head. He, the witness, arrested Rossa, and took  
him to the station house, and Preiti was sent to the  
Chambers street Hospital. Preiti was in the Chambers  
Street Hospital until the 8th of September. Then the  
surgeon in charge of the Chambers Street Hospital told  
him, the witness, that Preiti was able to go to court.  
He took Preiti to the Tombs Police Court, but it was  
then about half past 10 o'clock, and the case was post-  
poned until the following morning. When he went there  
the next day, with Preiti, he found that the Italian  
interpreter was making out an affidavit. Preiti signed  
the affidavit and swore to it, and on the strength of  
the affidavit the police justice discharged Rossa. He,  
the witness, did not see any money paid to Preiti to  
induce him to sign the affidavit. He, the witness,  
believed that the Italian he got as interpreter was  
named Provano. He was not the official interpreter of  
the court, but was an Italian whose services were cal-  
led into requisition by the court, whenever an Italian  
case was on.

POOR QUALITY  
ORIGINAL

0149

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Q I

Maria Raffaele testified that she was the wife of Michael Castellano. She lived at No.135 Mott street. She remembered that money was given to Preiti, while Antonio Rossa was in the Tombs. She, the witness, gave \$50. She gave the \$50 to Michael Rossa, the brother of Antonio Rossa. She gave the money to Michael Rossa in October of September. She gave the money to make a settlement with Preiti, so that he would withdraw the charge against Rossa of assaulting him with a shovel. She understood that the money was given to a woman named "Louisa", to give to Preiti.

Q O

In cross-examination, the witness testified that she earned the \$50 that she contributed towards the settlement of the complaint against Rossa. Rossa's brother said that he wanted to raise \$150 to give to Preiti, so that he would withdraw his charge and Rossa might be discharged. She understood that \$50 was to be paid to a lawyer and \$100 was for expenses, said to have been incurred by Preiti. She was present when the settlement was made. It was made in the Tombs Court-House. She, the witness, was present, and Preiti and

H



**POOR QUALITY  
ORIGINAL**

0150

5

the woman "Louisa", said to be the mistress of Preiti, were also present. Michael Rossa was also there. Angelo Raffaele gave the \$100 that was added to her \$50 to make up the required \$150.

Angelo Raffaele testified that he lived at No. 32 Mulberry street. When Rossa was in the Tombs, he, the witness, contributed \$100 towards the settlement with Preiti. He gave the money to Michael Rossa. Michael Rossa gave him a receipt for the money. Michael Rossa gave the money to Preiti, his brother, Sabatino Preiti, and "Louisa." They were together at the time the money was paid over.

In cross-examination, the witness testified that the \$100 had been repaid to him. He loaned the money to Michael Rossa, with the understanding that the money should be repaid to him, the witness.

Michael Sastellano testified that he lived at No. 135 Mott street. He knew Antonio Rossa in his life time. He was working with Antonio Rossa on the day that Rossa was killed. They were working at excavating a cellar at the corner of Nassau and Fulton street.



POOR QUALITY  
ORIGINAL

0151

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Ci

They stopped work at 6 o'clock that evening. He, the witness, could not remember the day. He and Rossa lived in the same house, and so they walked uptown together. As they walked along together, Rossa carried his coat on his arm, and his dinner pail was hanging from his wrist. His shovel was carried under his arm. They walked uptown, past the City Hall Park. When they reached Mulberry street, he, the witness, was three or four paces behind Rossa. There was a crowd in the street. Suddenly he heard Rossa cry out, "Holy Virgin!". He, the witness, looked up, and saw Preiti stab Rossa from behind. Then he saw blood flowing from a wound in Rossa's body. Thereupon he, the witness, ran away because Preiti still had a knife in his hand, and he, the witness, feared that Preiti would stab him, the witness. As he, the witness, was running away, he saw Rossa fall.

Co

In cross-examination, the witness testified that he did not actually see the knife in the hand of Preiti, but saw him make the motion of stabbing. The block in Mulberry street where the stabbing occurred is al-

POOR QUALITY  
ORIGINAL

0152

7

ways crowded with Italians!" After stabbing Rossa, Preiti ran towards Bayard street.

In redirect examination, the witness testified that he did not recollect whether Preiti had on a hat at the time that he stabbed Rossa, but he remembered that he had a bandage upon his head.

In re-cross-examination, the witness testified that he did not give \$50 to Preiti to induce him to consent to the withdrawal of his charge against Rossa, but his, the witness's wife, did. He authorized his wife to borrow the money for that purpose. He had never received back any part of the loan of \$50.

Josephine Sante testified that she lived at No. 86 Mulberry street. Her husband was a wholesale and retail dealer in bananas. He kept a shop in the basement of No. 84 Mulberry street, and lived at No. 86 Mulberry street. On the evening of the 22nd of September, she was sitting in front of her husband's basement fruit store, reading a newspaper. She looked up from her paper and saw two men, one dressed as a laborer,

POOR QUALITY  
ORIGINAL

0153

8

and the other wearing a dark derby hat and having a bandage around his head. She saw the man with a bandage around his head give a blow at the man dressed as a laborer. The two men were not more than eight feet from her, the witness, at the time. The man with the bandage on his head came up behind the man dressed as a laborer, and made a blow at the back of the man dressed as a laborer. Then the man with the bandage around his head caught hold of her, the witness's hand and led her down to the segar stand, at No. 82 Mulberry street. Then the man with the bandage around his head walked away towards Bayard street. As soon as the man with the bandage realeased her hand, she, the witness, went down into the basement where her husband kept the fruit stand. She could not identify the defendant as the man that wore the bandage upon his head, and as the man who prodded the man dressed as a laborer in the back. She only saw his face, and could not be postive as to his identity on that account.

Rose Tierney testified that she lived at No. 86 Mulberry street, and kept a candy store in the half of

POOR QUALITY  
ORIGINAL

0154

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the first floor of No.86 Mulberry street nearest to No.86 Mulberry street. On the evening of September 22nd, at about half past 6 o'clock, she was sitting in front of her door. She saw the deceased, Rossa, and Michael Castellano coming up the street, from Bayard street, towards Canal street. Rossa was walking on the outside of the two men, nearest the curb. Suddenly she saw the defendant appear from behind some hand-carts, which were standing at the curb. He approached Rossa from behind and gave him a prod somewhere in front. He made some kind of a profane remark as he did that, and she thought at first that the men were fooling. Rossa turned and looked at the defendant, Preiti, who had stabbed him, and tried to defend himself. But his foot got caught in in the wheel of one of the hand carts, and he tripped up and fell on his back, and, while he was in that position, Preiti gave him another prod. Preiti, when he approached Rossa from behind, leaned forward and stabbed him somewhere in the front of his body. Rossa did not even see Preiti before he was stabbed the first time, and he turned only when he had been stabbed and faced Preiti, and



POOR QUALITY  
ORIGINAL

0155

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then he tripped and fell on the sidewalk, and when he had fallen, Preiti leaned over him and stabbed him again. After Rossa had been stabbed the second time, and after the defendant had run away, Rossa got up and walked across the street to Panetti's delicatessen store, at No.35 Mulberry street.

Under cross-examination the witness said that she could not swear positively to the identity of the defendant, but she believed that he was the man who produced at the deceased. She did not see any knife in his hand.

Carmelee De Luglio testified that she lived at No. 65 Mott street, and formerly lived at No.59 Mulberry street. She also formerly lived at No.65 Mulberry street, in the same house with the defendant. She, the witness, remembered the afternoon that she went to Mrs. Tierney's shop, to buy a pencil box. When she got to the shop, Mrs. Tierney was sitting outside, in front of the shop. She bought the pencil box from Mr. Tierney. When she left the shop she saw the defendant, Preiti. He was in the street also when she en-



**POOR QUALITY  
ORIGINAL**

0156

II

tered the shop. He had a bandage around his head. As she came out of the shop, she saw the defendant Preiti still standing in front of the shop, where she left him when she went into the shop. Next she saw the deceased and Castellano coming up the street together. They appeared to be coming home from work. Suddenly, she saw the defendant approach the deceased from behind and plunge the knife into his body. The defendant when she first saw him, as she entered Mrs. Tierney's shop, was standing in front of the butcher shop, adjoining Mrs. Tierney's shop, near some handcarts, which stood at the curb. After the defendant had stabbed the deceased, he walked away towards Bayard street, and she, the witness, followed him to that street, and then she went to her own home. She saw the defendant stab the deceased twice, once on his back and once on his breast. The butcher store in front of which the stabbing was done was kept by an Italian named Guiseppi Cicarelli. She, the witness, did not know the number of the butcher shop. When the deceased received the first blow, he turned, as if to run away, and then he

tripped and fell on the sidewalk, and, while he lay on the sidewalk, on his back, the defendant gave him a second blow.

In cross-examination, the witness testified that she explained to Mrs. Raffaele about the case. She did not know whether Mrs. Raffaele was a relative of the deceased or not. She saw only a portion of the knife that the defendant used in stabbing Rossa. The defendant had the knife up his sleeve. When the stabbing occurred, she, the witness, saw the woman "Louisa" standing near where the stabbing took place.

Nicolo Riccio testified that he lived at No.46 Mulberry street. He, the witness, was sitting at a table, with some friends, in Panetti's grocery and delicatessen store, at No.85 Mulberry street, at the time of the stabbing. He saw the deceased enter the store, crying, with his shovel on his arm. As soon as he ran into the store, he fell upon the floor. He, the witness, saw the blood flowing from one of the wounds of the deceased, and ran out to find a policeman. It was about 6 o'clock in the evening. Among those that he,

**POOR QUALITY  
ORIGINAL**

0158

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the witness, was talking with when the deceased ran into the store was an Italian lawyer, Guillermo Camacho. The deceased had his shovel on one arm, and his dinner pail in the other hand. The deceased fell on his face and his hand was covered with blood. Mr. Camacho ran to the police station, and he, the witness, followed him to get a policeman. He, the witness, did not get a policeman but the lawyer did.

Charles Baccicaloupi testified that he was an undertaker, his shop being at No.26 1/2 Mulberry street. He buried the deceased, Antonio Rossa. He found Rossa's body in the grocery store of Panetti, at No.85 Mulberry street. He found the body there, about two hours after Rossa was killed. He prepared the body for burial in his shop, and the body was interred in Calvary Cemetary. The funeral took place two days after the killing. Rossa, had no friends apparently, and he, the witness, collected enough money from the neighbors to pay for the funeral. He did not know Rossa in his lifetime. There were two partners in the wine and grocery business at No.85 Mulberry street, and

**POOR QUALITY  
ORIGINAL**

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the firm name was Panetti & Porretti.

In cross-examination, the witness testified that he found the body of the deceased lying on its back, in Panetti's shop. When he got the body to his shop he stripped off the clothing, and found a wound in the breast or stomach and another in the back.

Angelo Raffaele, being re-called, testified that he saw Rossa's body in Baccicaloupi's undertaking establishment, on the morning following the killing. He recognized the body as that of Antonio Rossa, who he knew in his lifetime. He helped pay the expenses of the funeral.

Officer Frank S. Rice testified that he was a detective officer attached to the Sixth Precinct. He was notified of the stabbing at about 7 o'clock on the night of the 22nd of September. He went directly down to Mulberry street, and saw the deceased lying in Panetti's shop, and then he went to No. 100 Mulberry street, to the rear house there, on the strength of information that he received as to where the defendant lived. He went to the second floor of the rear house, and



**POOR QUALITY  
ORIGINAL**

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found a woman in charge of the rooms that he went to. Her name, he understood, was Louisa Gray. He asked her where the Preiti's were, or where they could be found, and she said that she knew nothing about them. Then he searched the rooms, and found a photograph of the defendant's brother. He also found some Italian letters, from an Italian named Guiseppe Monnel, of Ogdensburg, New Jersey. He got the letters translated. Then he questioned Louisa carefully again, and she said that the Preiti's had work at Ogdensburg, New Jersey. On the following evening, with Officer O'Rourke, they went to Ogdensburg. The defendant and his brother were not there, but they learned that he had been there. Then the witness and his brother officer went to Franklin Junction, and learned that the Preiti's had stopped at a shanty on the railroad, and had gone to Newton. They went there but could not obtain any information as to the Preiti's. Then they returned to Franklin Junction, and found that the Preiti's had been there. They kept up the search all of Wednesday, Thursday and Friday, the killing having occurred on Tuesday, and part of Saturday. At about



POOR QUALITY  
ORIGINAL

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3 o'clock on Saturday afternoon, he, the witness, received a telegram from Stockholm, New Jersey, to the effect that two Italians answering the description of the Preiti's had been there. He, the witness, went with his brother officer to Stockholm, and found that the Preiti's had left there. Then they went to Oak Ridge, and found the defendant and his brother sitting in the railroad station there. The defendant still had a bandage around his head. He, the witness, arrested the Preiti's. He, the witness, searched the Preiti's. The defendant had a large felt hat tied up in a handkerchief. In the felt hat was a pistol. The pistol was old. He, the witness, took the prisoners to Patterson, the county seat. The defendant did not speak as good English as his brother, but he spoke English so that he could be understood. As soon as he arrested the Preiti's, in the railroad station, the defendant got excited, and commenced to cry and tear his hair. Then he, the witness, put handcuffs on both of the prisoners, to keep them quiet. When they became quiet he, the witness, asked the defendant, "Did you have a

POOR QUALITY  
ORIGINAL

0162

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fight," and he said, " Yes," and he asked, " Who did you fight with," and he said, " Rossa." Then he, the witness, asked, " Where were you going," and the defendant replied, " We were going back to New York." He asked the defendant, " Were you waiting for a train here?" and the defendant answered, " Yes." He asked the defendant what he had fought with Rossa about, but the defendant would not answer. He asked the defendant if he knew that Rossa was dead, and the defendant said that he did not know anything about that. When he asked the defendant if he had had a fight, the defendant said something in Italian, and pointed to his bandaged head. After he had lodged the Preiti's in the jail at Paterson, he came to this city, and obtained a requisition for them, and brought them to this city. On the way back to the city, Officer O'Rourke had a conversation with the defendant's in Italian, that officer being able to speak Italian, which he, the witness, could not understand. From the information that he, the witness, received from "Louisa", he believed that the defendant had lived at No.100 Mul-

POOR QUALITY  
ORIGINAL

0163

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berry street from the time that he, the defendant, was taken from the hospital, after Rossa's assault upon him, until the day of the killing.

Dr. William T. Jenkins testified that he was Health Officer of the port of New York. In the month of September, 1891, he was a Deputy Coroner of the City of New York. He was a physician, and had been practicing medicine since 1879. He had made a great many autopsies. He made an autopsy upon the body of Rossa, at Baccicaloupi's undertaking establishment, at about noon on September 23rd, the day following the killing of Rossa. He found a stab wound of the right chest wall, between the navel and the kidney line, puncturing the cavity, and incising the right side of the heart. He found a second wound of the abdomen, part way between the navel and the end of the breast bone, which incised the left lobe of the liver, to the left kidney. Either of the wounds would have caused death. The condition of the body, outside of the wounds was normal. The deceased was apparently a healthy man in life.



POOR QUALITY  
ORIGINAL

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Officer John M O'Rourke testified he was an officer of the Sixth Precinct. He accompanied Officer Price in his search for the Preiti's. He translated the letters that were found in the room of the Preiti's by Price and himself. He, the witness, spoke Italian. He went with Officer Price to Paterson, with the requisition warrant for the defendant's, and helped Officer Price to bring them to this city. On the way from Oak Ridge, after the arrest, to Paterson, he, the witness, had a conversation in Italian with the Preiti's. He asked the defendant if he had had a fight and he said yes. He had had a fight with Tony Rossa. He said he did know whether he had injured Rossa or not. He, the witness, asked Preiti, the defendant, why he got into a fight with Rossa, and Preiti replied that Rossa had attempted to assault him with a knife, and that they then had a fight, and he did not know what the result of the fight was. The defendant had a handkerchief tied or fastened around his head, and he said that his hand had been wounded in the fight. He, the witness, believed that it was the right hand.



**POOR QUALITY  
ORIGINAL**

0165

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He, the witness, did not examine the hand. He, the witness, asked the defendant where he and his brother were on the night of the 22nd, and the defendant said that they loitered around the lower part of the city, and had slept on the benches in the Battery Park. There were no trains until morning, so they could not leave the city. They left the city early the next morning.

In cross-examination, the witness testified that he did not notice whether there was any blood on the handkerchief that the defendant had wrapped around his hand. The defendant did not say that Rossa had attacked him, the defendant, with a knife, and had stabbed him, the defendant in the hand.

FOR THE DEFENSE, Sabatino Preiti testified that he was the brother of the defendant. In August 189 , while he, the witness, and his brother, the defendant, were working in the cellar in Beaver street, he and his brother, the defendant, had trouble with an Italian working in the same cellar, Rocco Gaetano. There were twenty-five Italians at work, excavating the cellar. Gaetano wanted to be boss of the men, but their

**POOR QUALITY  
ORIGINAL**

0166

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employer did not seem to like Gaetano, and gave his orders through him, the witness, or his brother. One day the boss told him, the witness, to tell the men to go back to work at 10 minutes to 1 o'clock. The men were very much displeased with the order. Gaetano Gallo, one of the workmen, said that he, the witness, was the cause of all the trouble. He, the witness, told Gallo to go to work or leave his place. At that moment the boss's brother-in-law appeared, and asked why the men had not gone to work. He, the witness, told him that the men were not quite ready yet. Thereupon the boss's brother-in-law told the men that if they did not go to work at once, then leave the place. Thereupon all the men got up, and went to work, except Rocco Gaetano who said that he would not go to work. He, the witness, told Gaetano to be quiet. Gaetano became angry, and threatened to knock him, the witness, down with a hammer.. His, the witness's, brother came between them and tried to restore peace. Then Michael Castellano caught hold of the witness's brother, and,

**POOR QUALITY  
ORIGINAL**

0167

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while Castellano was holding him, Antonio Rossa raised his shovel and struck his, the witness's brother, on the head with the shovel. Neither he, the witness, nor his brother, had any words with Rossa before the blow was struck. His, the witness's brother, fell upon the ground, and Rossa ran away. His, the witness's brother, was sent to the hospital. He, the witness, saw Rossa arrested, and he, the witness, was also arrested as a witness. Michael Rossa afterwards put \$100 into the hands of a banker, named Aiello, to settle the complaint of assault against Antonio Rossa. After the release of Rossa, he, the witness, went with his brother, and Michael and Antonio Rossa, and several fellow countrymen, and his brother, the defendant, drew the money, and the matter was settled up. On the day of the homicide, he, the witness, was working at Broad and Beaver streets, and after the homicide, he, the witness, saw his brother at the corner of Bayard and Mulberry streets. His brother's hand was cut. His brother was afraid that Rossa's friends would kill him, and asked him, the witness, to go away to the country

**POOR QUALITY  
ORIGINAL**

0168

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with him, and he, the witness, went with him.

In cross-examination, the witness testified that "Louisa" was present at the time that the money was drawn from the banker to settle the charge of assault against Rossa. Louisa did not want his, the witness's brother to settle the case, or to accept any money in settlement. He, the witness, was at that time living at No.100 Mott street. He was living with "Louisa" as his wife. He had been living with her for two years. The defendant had been living with the witness and Louisa for about a year. After the homicide, he, the witness, and his brother, did not go home, and speak with Louisa, before they went down town, to remain in the Battery Park until morning, when they caught a train to New Jersey. At the time that he met his brother, after the homicide, at the corner of Bayard and Mulberry streets, his brother had a revolver, bundled up in a felt hat, in his hand. His brother said that he had the revolver because he was afraid of Rossa's friends. He never saw in his brother's possession anything in the way of a knife, except a small pocket knife. His brother did not have this pocket



**POOR QUALITY  
ORIGINAL**

0169

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knife with him on the evening of the homicide. He had left it at home, on his bureau. He, the witness, had only a small pocket knife in his pocket, and he had left his shovel at the place where he worked. He went with his brother to the country, because his brother was wounded and sick, and wanted him to go with him.

Louisa Gray testified that she had never seen the deceased, in his life time, except on the day that he was in the police court. She was approached by Rossa's friends, while he was locked up in the Tombs, on the charge of assaulting Preiti, to induce Preiti to consent to the release of Rossa upon the payment of \$100. She declined to have anything to do with a settlement. She advised Preiti not to have anything to do with the settlement, but to send Rossa to prison for the assault. But finally, without her consent, he agreed to make a settlement. She was at the court, however, when the settlement was made. \$50 was paid to Lawyer John Stacom, who drew up the agreement of settlement. She was not present at the killing of Rossa, but was at home, at No. 100 Mott street, cook-

**POOR QUALITY  
ORIGINAL**

0170

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ing supper for the defendant and his brother.

In cross-examination, the witness testified that she had been married and that her husband's name was Orrin Andrew Gray. She was married to him on the 16th of November, 1880. They lived together for about a week, and then she left him. She married her second husband, in Brooklyn, in 1887. Her second husband was William Kilmer, a stone-cutter. She did not know where he was. She lived with him about nine months. She left him. She then came to live in this city. She worked sometimes, and, when she was not working, she derived her support from her mother. She began to live with Sabintia Preiti, about two years before the trial. On the day of the homicide, the defendant left the house at about 4 o'clock in the afternoon. He did not say where he was going. She did not see him again until she saw him in the Coroner's court, after his arrest. She did not say to the detectives when they came to the house, on the evening of the homicide, that she was sure that she had let the defendant go out alone, because she was afraid that something would hap-

pen. She went to the savings bank, on the following morning, and tried to draw out the defendant's money. She had not heard anything from either the defendant or Sabintia Preiti. She first heard of the homicide through the police officer's visit to the house, on the evening of the homicide. At the bank, they would not give her the defendant's money.

Pietro Salvatore testified as to the assault of the deceased upon the defendant, at Beaver and Broad streets.

Guisseppe Preiti, the defendant, testified that he was born in Spillinza, Italy, and that he had been in the United States three years. He had known Antonio Rossa about six months before the homicide, and had never had any trouble with him before the assault was made by Rossa, in the cellar at Broad and Beaver streets. The assault was entirely unprovoked. After the assault he was in the hospital for about fourteen days. When he, the witness, went to the Tombs, after he was discharged from the hospital, Rossa's friends begged him to pardon Rossa, and he agreed to do so,

**POOR QUALITY  
ORIGINAL**

0172

27

upon the payment of \$100, and \$50 for the lawyer, John Stacom, who drew up the agreement of settlement. After the agreement, prepared by the lawyer, had been signed, he, the witness, went with Rossa and Rossa's friends went to a saloon. All of those present had drinks, except himself, the witness, and he did not drink, because he was ill from his wound. Afterwards they went to Aiello's bank, and drew the money previously put in by Rossa's friends. Five days later, he saw Rossa, in Mulberry street. Rossa was with a number of his friends, and did not speak to him, the witness. About a week later, he again saw him in Mulberry street. Rossa was returning from work, accompanied by Michael Castellano. He, the witness, was standing at a fruit stand, eating a piece of melon. As Rossa passed he called him, the defendant, a son of a bitch. Then Rossa said "Come up and come to me." He, the defendant, believing that Rossa wished to speak to him, approached Rossa. As he got near to Rossa, Rossa, who was walking, stopped. He, the defendant, said to Rossa, "What do you want from me any more? You have near-



**POOR QUALITY  
ORIGINAL**

0173

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ly killed me. You must be satisfied." Rossa replied, "If I would have killed you, I would have been happier. I am so angry against you for having robbed me \$100." Suddenly, Rossa raised his shovel, which he was carrying on his arm, and he, the defendant, clinched with Rossa, and Rossa could not use his shovel. Then Rossa pulled a dagger from his pocket, and wounded him, the defendant, in the hand with the dagger. He, the defendant, then caught hold of the dagger, and Rossa tried to take it from his hand, and tried to wound him again with the dagger. In the struggle, the dagger entered Rossa's body. Rossa was wounded with his own dagger. He, the defendant, used no knife of his own at all. He, the defendant, did not see the dagger go into the body of Rossa more than once, and he saw no blood on Rossa's body. The only blood that he saw was the blood on his, the defendant's, own hand. Rossa drew the dagger from the inside pocket of his coat. He, the defendant, had a revolver in his pocket at the time that he met Rossa, but he did not use the revolver, or attempt to use it. After Rossa stabbed him-

self, he let go of him, the defendant, and, picking up his shovel, walked away. He, the defendant, also walked away. At the corner of Bayard street he met his, the defendant's brother, and showed him the wound in his hand. In the struggle with Rossa, he was sure that Rossa intended to kill him. He asked his brother to take care of him. His head was aching, from his old wound, and his hand was bleeding. And he asked his brother to take him somewhere where his wound could be dressed. When they got to Canal, he, the witness, heard that Rossa was killed, and he became afraid that Rossa's friends would kill him, and he was also afraid of being arrested. Then he decided to go to New Jersey, to a place where he had been previously employed.

In cross-examination, the defendant identified the knife produced by the District-Attorney as the dagger that Rossa drew, in the fight, as the dagger with which Rossa stabbed himself. After the fight, he, the defendant, had possession of the knife, and, when he went away, he had the knife still in his possession.

**POOR QUALITY  
ORIGINAL**

0175

30

He threw the knife away. He threw it away in the city of New York, but he could not tell where he threw it away. He was too ill to remember distinctly. He believed that he threw it away, when he was about four squares from the scene of the fight. He threw the knife away, because he was afraid that, if he were arrested, and the knife was found upon him, that he would be charged with killing Rossa.

In rebuttal, Officer Price, being recalled, testified that he received the knife that had been identified by the defendant as the knife with which Rossa stabbed himself, and which he, the defendant, said he threw away, about four squares away from the scene of the homicide, from the Warden of the County prison, at Paterson, New Jersey, where the defendant was locked up after his arrest, and pending the proceedings to extradite him. He, the witness, received the knife from the Warden on the 4th of October. The defendant was present when the Warden handed the knife to him, the witness, and saw the Warden hand him the knife. He asked the defendant if it was his knife, and the

**POOR QUALITY  
ORIGINAL**

0176

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defendant replied, " No-no- no knife."

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**POOR QUALITY  
ORIGINAL**

0177

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
20 Years	Months	Days	Italy	86 Mulberry St 26 Mulberry St	Sept 23 1911

Sept 23<sup>rd</sup> at 26 Mulberry St. Antonio Melicci  
 Italian, age 25 years. Said to have been stabbed between  
 6:30 & 7 PM. Body was discovered. Paper money well marked.  
 1. Stab wound 2 1/2 in. in length in right mammary region, horizontal  
 between right nipple & median line. Length of wound 2 1/2 in.  
 2. Stab wound 2 in. in length penetrating cavity, horizontal  
 beginning right of median line, greater portion in left  
 of median line and in midline between breast  
 and ensiform cartilage and fibrous band.  
 autopsy 12:30 PM Sept 23<sup>rd</sup>. Stab wound of chest wall  
 incised right subcostal  
 identified by Carmine Compitelli. Heart -  
 104 Mulberry St. wound 2 1/2 in. in length  
 Donato Esposito. wound 2 1/2 in. in length  
 26 Mulberry St. wound 2 1/2 in. in length

F.I.

ON 189

ON 189

AN INQUISITION

On the view of the body of

Antonio Melicci.

whereby it is found that he came to  
 death by

John Doe



Original taken on the 5<sup>th</sup> day  
 of October 1891 by  
 FERDINAND LEVY, Doctor.

11/3

POOR QUALITY  
ORIGINAL

0178

TESTIMONY.

*J. J. Sullivan* M. D., being duly sworn, says:

I have made an examination ~~autopsy~~ of the body of  
*Antonio Malini or Rossa* now lying dead at  
*28 Mulberry St* and from such Examination  
and history of the case, as per testimony, I am of opinion the cause of  
death is *hemorrhage from penetrating stab*  
*wound of right chest wall and abdomen*

(~~all taken on back of this paper~~)

*J. J. Sullivan M.D.*

M. D.

Sworn to before me,

this

day of

189

CORONER.

POOR QUALITY  
ORIGINAL

0179

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of Coroners Office  
No. 124 Second Avenue Street, in the 17<sup>th</sup> Ward of the City of  
New York, in the County of New York, this 5<sup>th</sup> day of October  
in the year of our Lord one thousand eight hundred and 91 before  
Hedimand Levy  
Coroner,  
of the City and County aforesaid, on view of the Body of Antonio Rossa

lying dead at  
Nine — Upon the Oaths and Affirmations of  
good and lawful men of the State of New York, duly chosen and  
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said  
Antonio Rossa came to his death, do  
upon their Oaths and Affirmations, say: That the said Antonio Rossa  
came to his death by

Verdict in the testimony filed with you  
the Jan'y 12/91

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition,  
set our hands and seals, on the day and place aforesaid.

JUROS.

W. Lanson 274 E. 8 <sup>th</sup> St.	Charles Gutman 1389 2 <sup>nd</sup> Ave
Paul Lebuspher 403 E. 11 <sup>th</sup> St.	John Kuri 1575 2 <sup>nd</sup> Ave
H. Prada 341 E 9 <sup>th</sup> St.	Henry Gansberg 1774 1 <sup>st</sup> Ave
F. Lesschmidt 1591 2 <sup>nd</sup> Ave	Samuel Feiner 1748 First Ave
Albert Kung 1784 First Ave	

CORONER, J. S.

POOR QUALITY  
ORIGINAL

0180

MEMORANDA

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
25 Years	Months	Days	Italy	26 Mulberry St.	Sept 23/91

1609.  
J. O. 1113-1891  
HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Antonio Rocco

whereby it is found that he came to  
his death by the hands of

St. Josephine D'Alie

Inquest taken on the 5 day

of October 1891

before

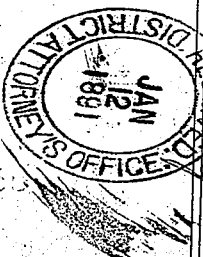
Richard J. D'Alie  
Coroner.

Committed

Bailed

Discharged

Date of death





POOR QUALITY  
ORIGINAL

0 18 1

Coroner's Office,

CITY AND COUNTY  
OF NEW YORK SS.

*Guiseppi Prite* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz. :

Question—What is your name?

Answer—

*Guiseppi Prite*

Question—How old are you?

Answer—

*24 years*

Question—Where were you born?

Answer—

*Italy*

Question—Where do you live?

Answer—

*100 Mott St*

Question—What is your occupation?

Answer—

*Laborer*

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

*Nothing to say.*

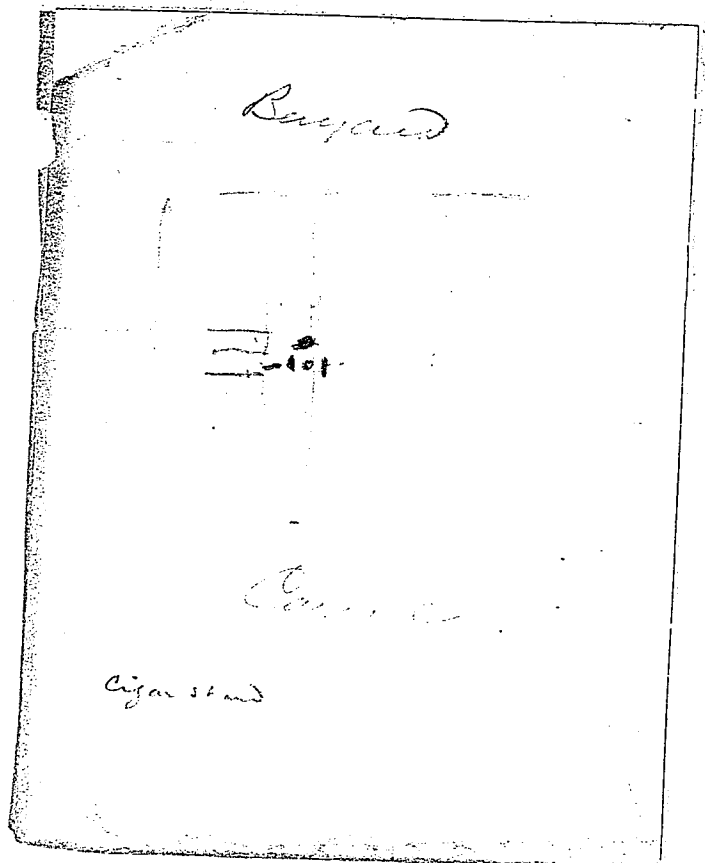
*Guiseppi Prite*

Taken before me, this 5<sup>th</sup> day of Dec. 1887

CORONER.

**POOR QUALITY  
ORIGINAL**

0 182



POOR QUALITY  
ORIGINAL

0183

TO THE CHIEF CLERK.

Please send me the Papers in the Case of  
PEOPLE

US.

25  
38  
113

Piretti had Rossa arrested  
+ Rossa paid 150

POOR QUALITY  
ORIGINAL

0184

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

James S. Paine detective 6<sup>th</sup>  
Paine was notified of the  
homicide about 6<sup>th</sup> on Sept 22  
and ~~was sent to~~ for deft. work  
saw deceased went to deft house  
at 100 Mott St. & found Louie &  
some letters & went to Franklin  
John & then went to Newton &  
then to Ogdenburg, then Stockholm  
then Oak Ridge found him in  
Railway Station & arrested him &  
took a pistol from Giuseppe  
& took him to Paterson & in station  
asked him why he fought & he said  
see my head - took him to Paterson  
& got requisition & brought him back.

District Attorney's Office.

PEOPLE

vs.

Carmello Di Lugo - 65 Mott  
I went to Mott St. & saw two  
men coming for work Costello  
& Antonio Rosso ~~and~~ saw  
Joe Patti standing there  
when they came along & he went  
up to the man that's dead  
Tony & hit him first in  
head & then in stomach  
& Joe had a knife in hand  
afterwards Tony fell down  
& Joe ran away down to 5th St.  
street. I followed him -

~~Michael Rosso~~

off O'Rourke went to

Jersey  
Giuseppe said he spent night  
at Battery



POOR QUALITY  
ORIGINAL

0185

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Josephine Santa: 86 Mulberry St. husband keeps basement at 84 Mulberry St. (banana dealer) on the evening in question. I was sitting on sidewalk near curb in front of 84 reading paper and saw two men one dressed as laborer, other with dark derby hat & bandages on head. I did not hear any talking. The man with bandage gave the other a thrust and then turned and took me by the hand down to the cigar stand in front of alleyway & then disappeared.

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Rose Tremney: Keeps store at 86 Mulberry St. Was sitting outside and saw two men one with bandages on head. One of men as thrust & the man he thrust fell and as he did so the man with the bandage gave him another thrust & the third man started to raise the shovel and as he did so I screamed and he dropped the shovel. There were only a few words spoken and those by the man with the bandage - The dead man has his coat on his arm & his dinner pail in his hand.

POOR QUALITY  
ORIGINAL

0186

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Frank Aiello - Bausen at 180  
Worth St.  
Giuseppe Prieto kept an of the then  
Room 40993, Deposited 70 on  
Sept 14 + 15 on Sept 18 - +  
drew 50 on Oct 2 + 31 - on  
Nov 23 -  
The \$35 was drawn on Nov  
23 by Saccomanno - Michele  
The 50 was sent to him while  
in prison -

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Alphonsa Guida 77 Mulberry  
Louis who lived with her  
caused her to be taken for  
some one went out to come  
back again to take for a  
drink. She was with two  
men - I said I was not  
to arrange this business  
She had from other people that  
she was living with Prieto  
+ when she first came in  
she said they had taken it  
business  
while they were drinking I heard  
one of the men say it was too  
much + she said no it was  
not too much for such a trouble  
and after they had finished  
I asked one of the men what

POOR QUALITY  
ORIGINAL

0187

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Raffels Raffels. 32 Mulberry St.  
while Antonio Ross was in prison  
I went with his brother Michael  
to a bank + then paid to Giuseppe  
Sabatino \$100 -  
was also present in Guido's saloon  
when the Costello's \$10 was paid -

POOR QUALITY  
ORIGINAL

0188

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Michael Rosso

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

135 Mott St  
Michael Costello - was working  
digging a cellar <sup>near</sup> Nassau & Fulton  
Antonio Rosso was working with  
me. We left work at 6 o'clock  
I came up by Port of Spain up  
Curtis St. He was about 4  
feet ahead of me. Tony had  
no coat on. Coat was on  
his arm. I threw a blanket  
around + held it behind me.  
We were on Mulberry St.  
bet Bayard + Canal. I saw  
Joseph Prietti come up  
to Antonio + stopped at home.  
after Rosso was arrested on  
complaint of Prietti my wife  
gave \$50 to Giuseppe + Sabat.



POOR QUALITY  
ORIGINAL

0189

No. 1. 408  
District Attorney's Office.

PEOPLE

vs.

Giuseppe Preiti

No. 1. 408  
District Attorney's Office.

PEOPLE

vs.

Raffade  
Maria Costellano - wife of  
Michael she gave me \$50.  
I gave it to Michael Rosso  
I saw him passing money  
to ~~Luigi~~ <sup>Louisa</sup> who lives with  
Sabatino at  
saloon of Guida - Angelo Raf-  
Sabatino, Louisa, Giuseppe  
Michael Rosso & Guida &  
myself -

No. 1. 408  
District Attorney's Office.

PEOPLE

vs.

Giuseppe Preiti

✓ Michael Costellano 135 Mott 5  
✓ Rose Tierney 86 Mulberry 7  
✓ Josephine Saube 84 Mulberry 6  
✓ Carmello Di Tuglio 65 Mott 8  
✓ Off. Frank S. Price 6th 9  
✓ Off. Rourke 1st Prec. 10  
✓ Off. Conkey 1st Prec. 1  
✓ Maria Costellano 135 Mott 2  
✓ Angelo Raffaello 32 Mulberry 3  
✓ Michael Rosso 4  
✓ Wm J. Jenkins M.D. 11  
✓ Frank Aiello 180 Worth St.  
✓ Alphonse Guida 77 Mulberry  
cigarettes

Store

POOR QUALITY  
ORIGINAL

0190

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Alphonsa Guida 77 Mulberry  
Louisiana who lived with <sup>Salvatore</sup> ~~at~~ <sup>her</sup> ~~husband~~  
came in ~~and~~ asked for  
some one to wait on & came  
back again & asked for a  
drink. She was with two  
men - ~~She said I don't know~~  
~~How you arrange this business~~  
~~She had from the paper that~~  
~~she was living with~~ ~~Pratt~~  
~~When she first came in~~  
~~she said they had better~~  
~~business~~  
while they were drinking I heard  
one of the men say it was too  
much & she said no it was  
not too much for such a time  
and after they had finished  
I asked one of the men what

POOR QUALITY  
ORIGINAL

0191

is the number & he said  
a man is arrested & we  
want to get him out - I  
said that's good asked  
if they had asked the business  
the said Yes & I said  
that's good -

Next time saw Louise  
she came in with Sabbath  
who has his head tied up  
this brother & another man  
& Sabat introduced the  
man as the man who  
was in prison & they  
had a drink -

POOR QUALITY  
ORIGINAL

0192

498

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Figueras Prieti and  
Salvina Prieti*

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

*Figueras Prieti and Salvina Prieti*

of the CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Figueras Prieti and Salvina*

*Prieti, both* —

late of the City of New York, in the County of New York aforesaid, on the *twelve* second  
day of *September*, in the year of our Lord one thousand eight hundred and  
ninety- *one*, at the City and County aforesaid, with force and arms, in and upon one  
*Antonio Rosa*, in the peace of the said People then and there being,  
wilfully, feloniously and of *their* malice aforethought did make an assault; and *they*  
the said *Figueras Prieti and Salvina*  
*Prieti, both*, —

the said *Antonio Rosa*, with a certain *knife* —

which *they* — the said *Figueras Prieti and Salvina Prieti*, in  
*their* right hand, then and there had and held, in and upon the *abdomen*  
of *him* — the said *Antonio Rosa*, —  
then and there wilfully, feloniously and of *their* malice aforethought, did strike,  
stab, cut and wound, giving unto *him* the said *Antonio Rosa*  
then and there with the *knife* aforesaid, in and upon the *abdomen*  
of *him* — the said *Antonio Rosa*, —  
one mortal wound of the breadth of one inch, and of the depth of six inches, of which said



POOR QUALITY  
ORIGINAL

0193

mortal wound ~~the~~ the said *Antonio Serra*, at the City  
and County aforesaid, from the day first aforesaid, in the year aforesaid, until the  
day of ~~in the same year aforesaid, did languish, and~~  
languishing did live, and on which said ~~day of~~  
~~in the year aforesaid, the said~~  
at the City and County aforesaid, of the said mortal  
wound did die.

*Then and there died.*

AND SO THE GRAND JURY AFORESAID do say: That the said *Giuseppe*  
*Grelli and Sabina Grelli, Jr.*,  
the said *Antonio Serra* in the manner and form, and by  
the means aforesaid, wilfully, feloniously and of *their* malice aforethought, did kill  
and murder, against the form of the statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,  
District Attorney.

0194

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Prince, Harry

**DATE:**

09/14/91



4150

POOR QUALITY  
ORIGINAL

0195

SECOND COUNT—

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

*Harry Prince*

of the CRIME OF *Petite LARCENY*

committed as follows—

# 75

Counsel,

Filed

day of Sept. 1891

Pleads,

THE PEOPLE

vs.

*Harry Prince*

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*W. J. Berry*

Foreman.

*Sept 15/91*

*Heard by Jury*

*3 m 5 v. 10 P. M. 91*

Witnesses:

*George Ruck*  
*313 Canal*

*John Field*

POOR QUALITY  
ORIGINAL

0 196

Police Court—2 District.

City and County } ss.:  
of New York,

of No. 313 Canal Street, aged 25 years,  
occupation Saloon keeper being duly sworn

deposes and says, that the premises No 313 Canal + (Muel) Street,  
in the City and County aforesaid, the said being a four story brick  
building

and which was occupied by deponent as a saloon in the store & basement  
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly opening

the fan left over the door at (Muel)  
Street

on the 26 day of August 1887 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

a revolver  
value of the value of five dollars, money of  
the value of eight dollars and eighty four cents  
a gold ring worth nine dollars, a pair  
a bracelet and silver watch - all of the  
of about twenty five dollars  
value of deponent or in his charge  
the property of

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

Harry Brince

for the reasons following, to wit: The said place was securely  
locked on the night of August 26, about  
10 30 o'clock by deponent, and the  
defendant, was seen by John Field,  
coming out of the said premises by



POOR QUALITY  
ORIGINAL

0197

The door on Merce Street with the sand  
property in his possession and the sand  
burglary was committed both by  
entering the premises through the sand  
door left, and by opening the sand  
door to come out

1881 August 10<sup>th</sup>  
George Buck.

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary

Degree

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail

Bailed by

No.

Street.

POOR QUALITY  
ORIGINAL

0198

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 66 years, occupation John Field  
Watchman of No.  
573 Broome Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Seoy Bueh  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 26  
day of August 1898, } John Field  
[Signature]  
Police Justice.

POOR QUALITY  
ORIGINAL

0199

Sec. 198—200.

CITY AND COUNTY, ss.  
OF NEW YORK.

12 District Police Court.

Harry Purice 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. Harry Purice

Question. How old are you?

Answer. 15

Question. Where were you born?

Answer. U. S.

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

Answer. Long Island City 6 months

Question. What is your business or profession?

Answer. Man Mover

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  
Harry Purice

Taken before me this

day of August 1891

76

Police Justice

POOR QUALITY  
ORIGINAL

0200

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

Police Court... 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

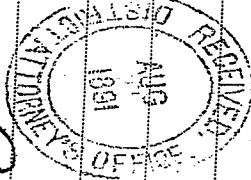
1. *Harry Orme*  
2. *Harry Orme*  
3. *Harry Orme*  
4. *Harry Orme*

Offence *Burglary*

Dated *Aug 26* 188*8*

*Alon J. White*  
Magistrate.  
Officer.

Witnesses  
*John J. Reed*  
No. *579* Avenue  
Street.



No. *2000*  
to answer *928*  
Street.

*Am. Legal*

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

*Harry Orme*

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

Dated *August 26* 188*8* *[Signature]* 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.



POOR QUALITY  
ORIGINAL

0201

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Harry Prince*

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

*Harry Prince*

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

The said

*Harry Prince*

late of the *8th* Ward of the City of New York, in the County of New York aforesaid, on the  
*26th* day of *August* in the year of our Lord one  
thousand eight hundred and ninety-*one* in the *night* time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the *saloon* of  
one *George Duck*

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 *George*

*Duck* in the said *saloon*  
then and there being, then and there feloniously and burglariously to steal, take and carry away,  
against the form of the statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

POOR QUALITY  
ORIGINAL

0202

SECOND COUNT—

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

*Harry Prince*

of the CRIME OF *Petit* LARCENY

committed as follows:

*The said Harry Prince*

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

*one pistol of the value of five dollars, the sum of eight dollars and eighty-four cents in money, lawful money of the United States of America and of the value of eight dollars and eighty-four cents, one finger ring of the value of nine dollars, one pitcher of the value of one dollar, one brush of the value of fifty cents and ten cigars of the value of five cents each*

*George Buck*

of the goods, chattels and personal property of one *George Buck*  
stolen, against the form of the statute in such case made and provided, and against the  
people of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

0203

**BOX:**

451

**FOLDER:**

4150

**DESCRIPTION:**

Pullis, Jeremiah

**DATE:**

09/17/91



4150

POOR QUALITY  
ORIGINAL

0204

Witnesses:

Off Foley

Central

After a full examination  
of the facts in the within  
case I am of opinion that  
no conviction can be  
had as the elements of  
criminal intent of  
reckless and avoiding  
the good character of  
the apt together with  
the lack of evidence  
I recommend that the  
indictment be dismissed

W. J. Wankoppe  
April 6. 1892

Counsel,

Filed

189

day of

Pleads,

THE PEOPLE

vs.

Jeremiah Bullis

Second Degree,  
[Section 528, 537,  
Grand Larceny,

DE LANCEY NICOLL,

District Attorney.

April 6. 1892

Indictment dismissed

A TRUE BILL.

W. J. Wankoppe

Foreman.

Part I  
Page 9  
W. J.

Examine these cases before trial



POOR QUALITY  
ORIGINAL

0205

Sec. 568.

1343

District Police Court.

Undertaking to Answer.

CITY AND COUNTY  
OF NEW YORK, } ss.

An order having been made on the 2<sup>nd</sup> day of September 1891, by

Samuel P. Kelly Police Justice of the City of New York, that  
Jeremiah Pullis be held to answer upon a charge of  
Grand Larceny

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

WE, Jeremiah Pullis Defendant of No. 329 Spring  
Street, Occupation Driver, and

Charles Rehmann of No. 98 Mott Street,

Occupation Saloon Keeper Surety, hereby undertake jointly and severally  
that the above-named Jeremiah Pullis shall appear and answer the charge  
above-mentioned, in whatever Court it may be prosecuted; and shall at all times render h<sup>m</sup> self amenable  
to the orders and process of the Court; and if convicted, shall appear for judgment, and render h<sup>m</sup> 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

3<sup>rd</sup> day of September 1891

Jeremiah Pullis  
Charles Rehmann  
POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0206

City and County of New York, ss.

Sworn to before me this  
day of September  
1891  
Police Justice

Charles Rehermann  
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 house and lot number 305  
Avenue A. worth \$15,000 free and  
clear.  
Charles Rehermann

Undertaking to Answer.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

vs.

Taken the ..... day of ..... 189

Justice.

Filed ..... day of ..... 189

Surety identified by  
A. Francis P. Knapp

POOR QUALITY  
ORIGINAL

0207

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 24 years, occupation Truckman of No. 18 Leroy

Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of John Foley

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

knowledge. *and request that said Sonney be discharged*

Sworn to before me, this 2

day of Sept

1896, }

Walter Beam

Do

J. C. P. O'Connell

Police Justice.

City & County  
of New York.

John Foley of the Central Office Police being  
duly sworn deposes and says that he  
arrested Bernard Donney the within named  
defendant in a stable at No 604 Greenwich  
Street on the statement made by  
Jeremiah Pullis who admitted taking  
part of said property. He said Pullis  
stating that Donney broke open a  
wooden case containing said property  
and took same therefrom.

Deponent says that he cannot produce  
any further evidence against Donney  
only the statement made by Pullis  
who admitted taking part of said  
property. Deponent says that he learns  
that the boy Donney has a good  
reputation and is employed by  
Walter Beam Complainant who  
desires to have him return to  
his employment.

John Foley

Sworn to before me

this 2 day of Sept 1891

In presence of Police Justice



POOR QUALITY  
ORIGINAL

0209

(1265)

Police Court— / District.

Affidavit—Larceny.

City and County } ss.  
of New York, }

of No. 18 Leroy Street, aged 24 years,  
occupation Truckman being duly sworn,  
deposes and says, that on the 17 day of August 1891 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 time, the following property, viz:

Twenty seven  
stiff derby hats all of the value of  
thirty six (\$36) dollars.

the property of Mrs. A. Laufer and Company of 572  
Broadway and 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 Jeremiah Pullis and Bernard  
Downey (not now here) for the reason that on the  
night of the 15<sup>th</sup> August deponent left the  
above described property in a stable at  
premises 604 Greenwich Street and when he went  
to the said stable on the morning of the 17<sup>th</sup>  
day of August 1891. the above property had been  
taken, stolen and carried away. Deponent is informed  
by John Foley, Detective Sergeant attached to the  
Central Office, that Jeremiah Pullis admitted to  
him (Foley) that he did take two of the above  
described hats. Pullis also told Foley that the  
defendant Downey broke open the case in which  
the hats were while in the aforesaid  
stable - Augustine Mc Donough of 63 Marion

Sworn to before me, this  
1891 day

Police Justice.

POOR QUALITY  
ORIGINAL

02 10

Sheet also informed defendant that he saw  
the said Pullis in the aforesaid stable  
at the case in which the hats were. He  
saw the said Pullis lift the cover of the  
said case and take therefrom some of  
the hats. Wherefore defendant charged the  
said Pullis and Downey with Grand Larceny  
(they both working in concert one with the  
other) and prays they may be held to  
answer.

Cham to before me this 1st } Walter. Brown  
day of September 1891 }

To the Honorable  
Police Justice

POOR QUALITY  
ORIGINAL

0211

CITY AND COUNTY } ss.  
OF NEW YORK, }

aged 18 years, occupation Augustin Mc Donough  
Printer of No.

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

Sworn to before me, this 1st  
day of September 1891 Aug. F. Mc Donough

J. C. B. Smith  
Police Justice.

CITY AND COUNTY } ss.  
OF NEW YORK, }

aged 37 years, occupation John Foley  
Detective Sergeant of No.

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

Sworn to before me, this 1st  
day of September 1891 John Foley

J. C. B. Smith  
Police Justice.

POOR QUALITY  
ORIGINAL

02 12

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Bernard Downey* 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. *Bernard Downey*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *592 Washington St. 5 months.*

Question. What is your business or profession?

Answer. *Stable 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.*

*Bernard Downey*

Taken before me this

day of

*September*

1891

*Police Justice.*



POOR QUALITY  
ORIGINAL

0213

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Jeremiah Pullis* 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.

*Jeremiah Pullis*

Question. How old are you?

Answer.

*23 years.*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*329 Spring Street, 1 Month*

Question. What is your business or profession?

Answer.

*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.*

*Jeremiah Pullis*

Taken before me this

day of September 1891

*John J. Kelly*  
Police Justice.

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

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Altha Baum  
18-4000

Jeremiah Pullis

Residence \_\_\_\_\_

\_\_\_\_\_

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Offence Larceny  
Helping

Dated September 1st 1891

C. Kelly Magistrate

Henry and Holland Officer

C.O. Precinct

Witnesses John Henry

Central Office Street

No. 603 Meville Street

Altha Baum

500 B. St.

Sept 2 Discharged

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 Jeremiah Pullis

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 September 2nd 1891 Sam'l C. Russell Police Justice.

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

Dated September 3 1891 Sam'l C. Russell Police Justice.

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

Dated September 2 1891 Sam'l C. Russell Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Jeremiah Pullis*

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

*Jeremiah Pullis*  
of the CRIME OF GRAND LARCENY IN THE *Second* DEGREE, committed  
as follows:

The said

*Jeremiah Pullis*

late of the City of New York, in the County of New York aforesaid, on the *17th*  
day of *August* in the year of our Lord one thousand eight hundred and  
ninety-*one*, at the City and County aforesaid, with force and arms,

*twenty-seven hats of the value  
of one dollar and thirty-three  
cents each*

of the goods, chattels and personal property of one

*Abraham Laufer*

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

*De Lancey Nicoll,  
District Attorney.*