

0007

BOX:

488

FOLDER:

4452

DESCRIPTION:

Farley, William

DATE:

07/07/92



4452

0009

Police Court 6th District.

CITY AND COUNTY OF NEW YORK, } ss.

of No. 721 Canal 143rd Street, John J. Bankle

Occupation Silk Finisher age 20 years being duly sworn, deposes and says, that on Saturday the 25th day of June in the year 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by William Farley (now here) who cut and stabbed deponent several times upon the body with the blade of a knife which knife he said defendant then was then held in his hand - that deponent was so violently and feloniously assaulted and beaten

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

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

Sworn to before me, this 30 day of June 1888

John J. Bankle

Quinn
Police Justice

00 10

Sec. 198-200

6

District Police Court

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

William Farley

Question. How old are you?

Answer.

19 years old

Question. Where were you born?

Answer.

New York

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

Answer.

750 Willis Ave 2 weeks

Question. What is your business or profession?

Answer.

Work in a candy store

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

Wm Farley

Taken before me this

day of

June 1894
William Farley
Police Justice

0011

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 June 30th 1892 Conrad 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.

00 12

801
Police Court--- 6th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Bunkle
721 E. 1413th
William Farley

Carroll
Almy
Offence

2
3
4

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *June 30th 1892*
Meade Magistrate.

Wood & Elmartin Officer, 5
33rd Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1,000* to answer *65*



Con
July 1

0013

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

HARLEM HOSPITAL,

533 East 120th Street,

GEORGE D. KAHLO, M. D.,
House Surgeon.

New York, June 29, 1892.

John Buntle 21. was admitted
to this hospital June 26. suffering
from three stab wounds. two of
the shoulder & one of the back.
He was discharged yesterday.

Geo. D. Kahlo
House Surgeon

0014

GLUED PAGE

CITY OF NEW YORK, ss.

POLICE COURT, 6th DISTRICT,

Thomas Gilmanstein

of the 33rd Precinct Street, aged 35 years,

occupation Police Officer being duly sworn deposes and says

that on the 25th day of June 1892

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

(now here) did cut some stab on
John Buckel several times upon the
body with the blade of a knife which
he said William Farley then & there held
in his hand. That the said John
Buckel in deponents presence fully identifies
the said William Farley as the person
who did so murder & beat him. That
the said John Buckel is now confined in
the Harlem Hospital and is unable to appear
in court from the result of same injuries.

Thomas Gilmanstein

Subscribed and sworn to before me this 27th day of June 1892
Justice

00 15

293
Police Court-- 6 District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Theresa Salascenti

vs.

William Farley

AFFIDAVIT.

*Sworn on
John Buechel*

Dated *June 27* 1892

Meade Magistrate.

Officer.

Witness

Disposition,

Committed Howard Hallway

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 Farley

The Grand Jury of the City and County of New York, by this indictment, accuse
William Farley
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said William Farley
late of the City of New York, in the County of New York aforesaid, on the 25th
day of June in the year of our Lord one thousand eight hundred and
ninety-two, with force and arms, at the City and County aforesaid, in and upon
the body of one John J. Burke in the peace of the said People
then and there being, feloniously did make an assault and harm the said
John J. Burke with a certain knife

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

with intent him the said John J. Burke
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York and
their dignity.

SECOND COUNT-

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
William Farley
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said William Farley
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon the body of the said
John J. Burke in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and harm the said John J. Burke
with a certain knife

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

Wm Lancy McCall
District Attorney

0017

BOX:

488

FOLDER:

4452

DESCRIPTION:

Farrell, John J

DATE:

07/20/92



4452

0018

260

Counsel,

Filed, 20 day of July 1892

Pleaded *M. J. Smith*

THE PEOPLE

vs.

B

John J. Farrell

Clayton

Excise Officer
Customs for the Port of New York
at New York for District No. 1

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 93.]

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

Samuel B. ...

Foreman.

Witnesses

Court of General Sessions of the Peace

1897

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John J. Farrell

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

John J. Farrell

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

The said

John J. Farrell

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

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

SECOND COUNT—

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

John J. Farrell

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

The said

John J. Farrell

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

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

DE LANCEY NICOLL

District Attorney.

0020

BOX:

488

FOLDER:

4452

DESCRIPTION:

Feeney, Michael

DATE:

07/20/92



4452

0021

BOX:

488

FOLDER:

4452

DESCRIPTION:

Feeney, John

DATE:

07/20/92



4452

773

Counsel, No. 1. Kingpin
Filed 20 day of July 1892
Pleas, not guilty

Grand Larceny, Second Degree
[Sections 528, 529, 532 Penn Code]

THE PEOPLE

vs.

Michael Sceney
14 June 1892
John Sceney

DE LANCEY NICOLL,
District Attorney.

July 22. 1892
#1 - discharged from custody
on his verbal recognizance

A TRUE BILL.

[Signature]

Foreman.

July 20/92
No 1 Pleas guilty today
No 2. B C look for
not by Mrs. Welch when the
case of Michael Sceney is disposed

Witnesses:

[Handwritten notes and signatures]
John Beck on
his own recognizance
in application
of Attorney
July 22

0023

Police Court

7 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Herman W. Schade

of No. 375 Greenwich Street, aged 47 years,

occupation. Truckman being duly sworn,

deposes and says, that on the 24 day of June 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the daytime, the following property, viz:

A light harness of the value of thirty dollars

the property of deponent

and that this deponent

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

Michael Loney and John Heaney now run from the fact that on said date said property was stolen from said premises and subsequently deponent discovered it in the possession of William H. Huisen of 109 John Street who informed deponent that he had purchased it from the defendants

Herman W. Schade

Sworn to before me this

day

of 1892
Police Justice

0024

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

William S. Remsen

aged *34* years, occupation *Copier* of No.

109 John Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Herman W. Schade*

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

Sworn to before me, this

day of

11
July 189*2*

W. S. Remsen

A. White

Police Justice.

0025

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Feeney*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *MS.*

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

Answer. *149 Greenwich St.*

Question. What is your business or profession?

Answer. *Feed bags.*

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 Feeney.

Taken before me this *2* day of *Sept* 189*5*
[Signature]
Police Justice.

0026

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Michael Feeney*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *422 Greenwich St.*

Question. What is your business or profession?

Answer. *Feed bags.*

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

Answer. *I am not guilty*
Michael Feeney

Taken before me this

day of

Sept 18 1889

Police Justice.

0027

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

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

Dated, July 11 1892 [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0028

The Judge, being Justice
will hear and
determine the within
case in my
absence
A. J. White
Police Justice

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court, 141 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Norman W. Schade
804 Columbia
vs.
Michael Feuney
John Feuney

854
Grand Jury

Dated, July 7, 1892

White
Magistrate.
Prodnick
Officer.
Precinct.

Witnesses was Norman
No. 109 _____ Street.



No. _____ Street.
No. _____ Street.

\$ 300 to answer

At July 5th 1892
July 11. 2 30 7 30 9 30

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 Feeney and John Feeney

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

Michael Feeney and John Feeney

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

The said Michael Feeney and John Feeney, both

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

one set of harness of the value of thirty dollars

of the goods, chattels and personal property of one Herman W. Schade

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.

0030

SECOND COUNT—

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

Michael Feeney and John Feeney
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Michael Feeney and John Feeney, both*

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

one set of harness of the value of thirty dollars

of the goods, chattels and personal property of one

Herman W. Schade

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

Herman W. Schade

unlawfully and unjustly did feloniously receive and have; the said

Michael Feeney and John Feeney—

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

DE LANCEY NICOLL,

District Attorney.

0031

BOX:

488

FOLDER:

4452

DESCRIPTION:

Fisher, Albert

DATE:

07/19/92



4452

0032

Witnesses:

John C. Smith

845 N. 12 St

Wm McCrede

Subj. via Affidavit

200

Richard

Counsel,

Filed

day of

July 1892

Pleas,

Not Guilty

vs.

THE PEOPLE

131 Sullivan St

vs.

Albert Fisher

Grand Larceny,
(From the Person)
[Sections 693, 694
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Case 2 July 26. 92

A TRUE BILL.

Commander

July 26 1892 Foreman.

Reads Debit Larceny

Done 17th July 28

0033

Police Court 2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss:

John E. Smith

of No. 301 West 126 Street, aged 44 years,

occupation Book-keeper being duly sworn,

deposes and says, that on the 10 day of July 1892 at the City of

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

Good and lawful money of the United States. Consisting of a one and a two dollar note. of the United States issue. a pen-knife. and two keys. and a pocketbook containing divers coins of the amount of one dollar. in all of the amount and value of Four Dollars (\$4⁰⁰/₁₀₀)

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 Albert Fisher (now here)

from the following facts to wit: That deponent is informed by Officer Thomas McQuade of the 15th Precinct Police that about the hour of 5.30 o'clock P. M. of the aforesaid date he saw the defendant inserting his hands into the pockets of the clothing then and there worn on deponent's person, whilst deponent was lying on a stoop in Bleeker Street - and that he found the aforesaid pocketbook, containing said coins lying on the sidewalk about two feet from where deponent was lying. and on said Officer warning deponent he decomised the pockets of deponent's pants where the aforesaid property

Sworn to before me this 10th day of July 1892

1892 Police Court

0034

have been placed by deponent, turned
inside out, and the aforesaid property
missing - deponent therefore asks that
the defendant may be held to answer.

Subscribed before me } J. E. Smith
this 11 day of July 1892 }

Justice of the Peace

0035

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas McQuade

aged _____ years, occupation *Police officer* of No.

15th Avenue Police

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *John E. Smith*

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

Sworn to before me, this *11* day of *July* 189*6*, } *Thomas McQuade*

[Signature]
Police Justice.

0036

(1895)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

Albert Fisher

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. *Albert Fisher*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *131 Mulman Street - 6 years -*

Question. What is your business or profession?

Answer. *Laborer.*

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*
Albert. Fisher

Taken before me this *11* day of *April* 189*7*
[Signature]
Police Justice

0037

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, July 11 189 [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0038

201

852

Police Court, 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John E. Smith
301 W. 126
Albert Fisher

Garceny
Offense, *from the person*

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

2
3
4
Dated *July 11* 189

White Magistrate.
M. Guade Officer.
15 Precinct.

Witnesses *Call officer*
No. Street.

No. Street.

No. Street.

\$ *1000* to answer *1st*



Ed. 2
person

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Albert Fisher

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

Albert Fisher

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

The said Albert Fisher

late of the City of New York, in the County of New York aforesaid, on the 10th day of July in the year of our Lord one thousand eight hundred and ninety-two, in the day-time of the said day, at the City and County aforesaid, with force and arms,

\$3. one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars; one United States Gold Certificate, of the denomination and value of two dollars; one United States Silver Certificate, of the denomination and value of two dollars.

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

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar, one knife of the value of fifty cents, two keys of the value of ten cents each, and one pocketbook of the value of twenty five cents, of the goods, chattels and personal property of one John E. Smith on the person of the said John E. Smith then and there being found, from the person of the said John E. Smith 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 Lancy Neill, District Attorney.

0041

BOX:

488

FOLDER:

4452

DESCRIPTION:

Fitzgerald, John

DATE:

07/08/92



4452

Witnesses:

Robert N. Day
app 30th June 1892

Counsel,

Filed, 8 day of July 1892

Pleads, *Not Guilty (1)*

THE PEOPLE

vs

John Fitzgibbon

Complainant to the Court
of Special Sessions

John W. Day

VIOLATION OF THE ENGLISH LAW
Selling, etc., on Sunday
[Chap. 401, Laws of 1892, § 33.]

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Emmalee B. ...

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Fitzgerald

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

John Fitzgerald

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

The said

John Fitzgerald

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

Robert W. Day

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

SECOND COUNT—

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

John Fitzgerald

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

The said

John Fitzgerald

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

Robert W. Day

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

DE LANCEY NICOLL

District Attorney.

0044

BOX:

488

FOLDER:

4452

DESCRIPTION:

Fitzgibbons, William

DATE:

07/22/92



4452

0045

Witnesses:

Thos Steppie
325. E. 16
John McLean
338. E. 66 1/2

send for
Officer Barnett
18th Prec

287

Counsel,

Filed 22 day of July 1892

Pleads, Not guilty (25)

THE PEOPLE

27 E 16
410 E 16
vs.
Blacksmith

William Fitzgibbons

Assault, first degree
[Sec. 217, Penal Code]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward J. ...

Foreman.

July 27/92
Pledge of Paul 3d
1412 Paul 3d

0046

Police Court— 4 District.

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

of No. 525 East 16th Street, aged 32 years,
occupation laborer being duly sworn

deposes and says, that on 17 day of July 1892 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by William

Fitzgibbons (now here) in the
following manner to wit:
That deponent was standing
on the Bulhead or String Piece at
the foot of East 18th Street
and said deponent did
come up to deponent, while
deponent's back was turned to
him and did seize hold
willfully, forcibly and threw
deponent into the waters of
the East River

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

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

Sworn to before me, this 18 day
of July 1892
Wm. Wells Police Justice. Thomas Higgins

0047

Sec. 198-200

9 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. William Fitzgibbon

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. New York

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

Answer. No 410 East 16 Street about 5 years

Question. What is your business or profession?

Answer. Blacksmith

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

William Fitzgibbon

Taken before me this day of 1887
Police Justice

0048

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

de Jondam

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 *May 18 92* 18 *McVeld* Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

0049

✓ 287 876
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mrs. Higgins
525 East 4
Mr. Fitzgibbon

Offence
Hessell
John

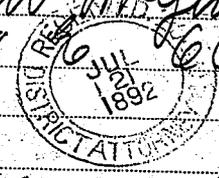
2
3
4

Dated May 18 1892

Welder Magistrate.
Muhony Officer.
Precinct.

Witnesses
No. 335 Court St. Street.

No. 338 Street.



No. Street.

\$ 500 to answer L.S.

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0050

(522)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Fitzgerald

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

indictment, accuse *William Fitzgerald*

of the crime of *Assault in the first degree,*

committed as follows:

The said *William Fitzgerald*

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

seventeenth day of *July* in the year of our Lord one thousand

eight hundred and ninety-*two*, — at the City and County aforesaid,

in and upon one Thomas Higgins, then

and there being, unlawfully and feloniously

did make an assault, and then and

there did unlawfully and feloniously

cast and threw him the said Thomas
 Higgins into the waters there commonly
 known as the East River, the same being
 such means as were intended to produce
 the death of the said Thomas Higgins,
 with intent to ruin the said Thomas
 Higgins himself then and then unlawfully
 and feloniously to kill; against the
 form of the Statute in such case
 made and provided, and against the
 peace of the People of the State of New
 York, and their dignity.

J. J. Mitchell,

~~Attorney~~

0052

BOX:

488

FOLDER:

4452

DESCRIPTION:

Foltmer, Edward

DATE:

07/13/92



4452

0053

Witnesses

W. J. Burns
g d. p.

Counsel,

Filed, 13 day of July 1897

Pleads,

THE PEOPLE

vs.

B
Edward Holtzner

*Com. Pleas sent to the Court
of Special Sessions.*

James F. G.

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 89.]

DE LANCEY NICOILL.

District Attorney.

A TRUE BILL.

Edmund J. ...

Foreman.

1897

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward Foltman

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

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

The said *Edward Foltman*

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

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

SECOND COUNT—

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

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

The said *Edward Foltman*

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

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

DE LANCEY NICOLL

District Attorney.

0055

BOX:

488

FOLDER:

4452

DESCRIPTION:

Ford, Bernard K

DATE:

07/08/92



4452

Witnesses

April 19 1893
New York
James Barclay
W. Hartney

Counsel,

Filed

Pleads

day of July

1892

THE PEOPLE

vs.

B

Bernard A. Ford

Z

DE LANCEY NICOLL,

District Attorney.

Filed April 19 1893
District Attorney
New York City

A True Bill. Filed July 15 1892.

Edmund J. ...

Foreman.

F. March 30 1893
Robinson ...

POOL SELLING
(Section 351, Penal Code and Chm. 479,
Laws of 1887, §§ 4 and 7.)

Male
P.O.
1426 Boleyn
Newspaper
Road & W. W. W. W.
Boston
Cambridge

57

0057

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before David W. Nichols a Police Justice
of the City of New York, charging Bernard Ford Defendant with
the offence of W.P.P. cap cur

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

We Bernard Ford Defendant of No. 57
West 27 Street; by occupation a Brother
and Alfred Adams of No. 361 W 22
Street, by occupation a Brother Surety, hereby jointly and severally undertake
that the above named Bernard Ford Defendant
shall personally appear before the said Justice, at the 2 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Two
Hundred Dollars.

Taken and acknowledged before me, this 5 day of June 1892
W. Adams POLICE JUSTICE.

0058

CITY AND COUNTY } ss.
OF NEW YORK,

Age of
1841
Police Justice

Sworn to before me, this

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Five Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of House and lot

land situated at 170
9th Street and is worth
Twenty thousand dollars
and clear

Albert J Adams

District Police Court.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 18

Justice.

0059

ONE ORIGINAL

241

Please execute for me on the race track at _____ State
at the race to be held this day on the grounds
in the County of _____
at _____
and no other place or time, the sum of _____ dollars
out do not under any circumstances accept odds in this sum in the said race
track at a less price than _____ to _____

I desire it to be positively and distinctly understood and for this reason
only do I place in your charge my money, that you place my said money
for me only on said horse above mentioned, and at no other place than on
the grounds of the said _____ during the progress of the races
this day; and for this purpose I make you my common carrier for the ex-
pense incurred by you in so placing my said money on the said grounds of
I agree to pay you the sum of twenty-five cents.

HAMILTON BANK NOTE CO., 1 BROOKWAY, NEW YORK

0060

Police Court, 2 District.

City and County } ss.
of New York, }

Thomas J Hayes

of No. 19th Precinct Police Street, aged 25 years,

occupation Police Officer being duly sworn, deposes and says,

that on the 5 day of January 1881, at the City of New York, in the County of New York,

Bernard Ford, (nowhere)

did unlawfully keep at No 1245 Broadway, a certain place with paraphernalia for the purpose of recording and registering bets or wagers depending upon the result of a trial or contest of speed between horses, in violation of Section 351 of the Penal Code of the State of New York on said date deponent went to No 1245 Broadway on the first floor and the defendant was sitting behind a desk, and there was a blackboard on the wall with an announcement of a race to be run at the Clifton race track, on said date, and a horse named "Supervisor" was announced to run in said race. Deponent said to defendant "I want to bet two dollars

0061

On Supersession Defendant said "We don't take bets here! this is a commission house we charge you 25 cents for taking your money to the race track" Deponent then gave the defendant two dollars and twenty five cents and defendant gave to deponent the annexed ticket. There was no other person in charge of said place but the defendant.

Thomas F. Hayes

Subscribed and sworn to before me this 5th day of January 1880
A. T. M. M. M. M. M.
Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
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 1880 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1880 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 1880 Police Justice.

Police Court-- District.

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

Dated 1880
Magistrate.
Officer.
Clerk.
Witnesses:
No. Street,
No. Street,
No. Street,
to answer Sessions.

0062

Sec. 198-201

2 District Police Court

CITY AND COUNTY OF NEW YORK, ss.

Bernard Ford 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. *Bernard Ford*

Question. How old are you?

Answer. *38 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *57 West 27 St - 8 months*

Question. What is your business or profession?

Answer. *Club*

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

Answer. *I have nothing to say*
Bernard K Ford

Taken before me this *Jan 21* 189*9*
day of *Jan*
H. H. Mackay
Police Justice

0063

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

Bernard Ford

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 Jan 5 1891 W. W. W. Police Justice.

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

Dated April 16 1891 W. W. W. 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.

0064

March 18 10 am
April 3 2 Pm

Police Court--- a District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas J Hayer
vs.
Bernad Joid

1897
Offence
Vias of Paul Jew

BAILED.

No. 1, by James Barclay
Residence 18 Macdonald Street.

No. 2, by Mrs. Ludwigson
Residence 18 Macdonald Street.

No. 3, by James Barclay
Residence 18 Macdonald Street.

No. 4, by
Residence Street

Dated Jan 5 1897

McMahon Magistrate.
Hayer Officer
29 Precinct

Witnesses
No. Strausferm to Paul Jew

No. Street

No. Street

\$ 500 to answer
met 12 22 97
4 Feb 20 21, 97
3rd hand 4 Jan 9 1 7 97
by 14 2 9 97
by 16 1 7 97



0065

POLICE COURT 2 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of Thomas F. Hayes
For Viol. of Pool Law

Bernard Ford

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 and for the City and County of New York.

Dated April 16 1891

Bernard Ford

W. M. Macdonald

Police Justice.

0066

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
Thomas J. Hayes
vs.
Bernard Ford

Examination had March 18 1889
Before Daniel J. McKeon Police Justice.

I, W. L. Ormsby, Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Thomas J. Hayes

as taken by me on the above examination before said Justice.

Dated March 18 1889. W. L. Ormsby
Stenographer

Police Justice.

Police Court
Second District

The People
Thomas J. Hayes

v
Bernard Ford

Examination Before Justice McMahon
March 18 1890

For the Defendant Mr Howe

Thomas J. Hayes being duly sworn
and examined as a witness for the
people deposes and says:-

Q - You are an officer of the 19th precinct?

A - Yes.

Q - On the 5th day of January did
you visit the premises 1245 Broadway?

A - Yes Sir

Q - Do you know what those premises
are used for?

A - A pool room

Q - What did you see inside - what
occurred; describe the circumstances

of your visit to this place.

A It is a large room. There was 30, 40, or 50 people in there I went in. There was a counter and screen, and the wall was painted black with the names of horses that was running that day in Jersey, and I went up to the defendant at the desk, ~~he~~ I told him I wanted to bet two dollars on a horse named Inferno. I gave him \$22. He said "This is not a bet." We charge you 25 cents, which will take your money to the back. So I paid him the money.

Q What else occurred?

A The case has been postponed ever since.

Q What else occurred in the pool room?

A Nothing else.

Q What else did you see there?

A I saw this wall painted with the names of horses that were

running at the race in New Jersey.

Q The wall painted?

A Yes.

Q The names of horses painted on the wall?

A No sir, just on in chalk

Q What color was the paint on the wall?

A Black.

Q There is no blackboard

A No - the wall was painted.

Q Painted black, with the names of horses

A Horses running in Jersey.

Q Did you see any boots

A No sir.

Q Any paraphernalia of any kind?

A No sir.

Q Behind the desk

A I could not see behind the desk.

Q What other conversation did you have with this man Ford (beside what you have already related)

3 A It is some time since it happened.

I do not recollect

Q At that time what occurred -
confine yourself to that particular
time;

A I put \$2 down. I said I
wanted \$2 on afternoon. He
took the \$2. He said "Twenty-
five cents." I said "What for?"
He said "Commission to carry the
money to the bank"

Q Did you receive anything from
him at that time.

A Yes sir,

Q What was it?

A A ticket

Q Is that the ticket attached to
the complaint?

A Yes sir

Q Did you make any contract
with him to carry your money
there?

A No sir

Q (Repealed)

A No further than what he told
me he would charge 25 cents

2 Did you agree to give him 25 cents?

A I did give it to him. I produced it.

2 Did you give it?

A Yes sir.

2 You made no objection?

A No sir. He told me he was charging everybody that

By Mr. Howes

2 He told you that that 25 cents was for commission to send money to Clifton.

A To the race track.

2 To the race track of Clifton.

A To the race track.

2 He charged to take it to Clifton?

A In Jersey - yes.

2 Jersey race track?

A Yes.

2 You went there for the purpose of seeing if you could make a bet?

5 A Yes.

Q And when you said you wanted to bet he told you "We don't bet here?"

A - Not in that way.

Q Tell how it was?

A - When I went in I wanted to bet \$2 on Supermoon. He would take the money he said he wanted 25 cents commission.

Q For what?

A - For them to take the money to the race track.

Q Did he say "we don't bet here and ask you for money for commission at that time?"

A - He may have said it.

Q What did he say about taking the money to the race track?

A - He said that it was common for taking money to the race track.

Q He asked told you he wanted 25 cents as commission for the purpose of sending money

to the race track?

A. Yes.

Q. In your original confession
I handed it to you you swore
that he said "We don't take
bets here." you swore to that?

A. Yes.

Q. Is that true?

A. Yes.

Q. That is true?

A. Yes.

By the Court

Q. What did you mean by
answering the question put
by Mr. Howe that it did
not take place that way
you said there was nothing
said about it.

A. I said I did not remember
it it was so long ago.

March 19 1901

March 19 1901

1000000000

7 Mr. Howe - I ask the learned
Judge to dismiss this confession

upon the express ground that
 under the decision of the General
 Term of the Supreme Court in
 this Department in a case
 precisely similar, without an
 atom of distinction - the case
 of the Judge against Thomas
 J. Wynne. The Court held
 using their language "Although
 the Detective sought to entice the
 defendant into a violation of
 the law there was a refusal
 so to do or to enter into any
 contract or agreement which
 would be a violation of the
 law, or from which could be
 inferred an intention to violate
 the law. The Detective undoubtedly
 intended to get evidence to
 convict the defendant of a
 violation of the law but the
 defendant seems to have been
 too wary to be caught by the
 chaff which the officer held
 out to tempt him.

of the action of the defendant
is capable of an innocent construc-
tion he is entitled to receive the
benefit of it; and unless
no other conclusion can be
drawn than that of an intention
to violate the law, the defendant
is entitled to the presumption
of innocence.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Bernard K. Jort

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

Bernard K. Jort

of the crime of keeping a room for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said

Bernard K. Jort

late of the *2nd* Ward of the City of New York, in the County of New York aforesaid, on the *fifth* day of *January* in the year of our Lord one thousand eight hundred and ninety *two*, at the Ward, City and County aforesaid, and not upon any grounds or race track, owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, with force and arms, did unlawfully and feloniously keep a certain room in a certain building there situate, for the purpose of therein recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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

Bernard K. Jort

of the crime of knowingly permitting a room to be used and occupied for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said

Bernard K. Jort

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, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State for the purpose of improving the breed of horses, where racing was then lawfully had, being then and there the *occupant* of certain room in a certain building there situate, with force and arms, unlawfully and feloniously did knowingly permit the said room to be used and occupied for the purpose of therein recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed, and power of endurance of beasts, to wit, horses; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

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

Bernard K. Ford

of the crime of keeping, exhibiting and employing devices and apparatus for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said

Bernard K. Ford

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, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, being the *occupant* of a certain room in a certain building there situate, with force and arms, did unlawfully and feloniously therein keep, exhibit and employ, divers devices and apparatus (a more particular description whereof is to the Grand Jury aforesaid unknown) for the purpose of recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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

Bernard K. Ford

of the crime of becoming the custodian and depository, for hire and reward, of money staked,

wagered and pledged upon the result of trials and contests of speed and power of endurance of horses, committed as follows :

The said

Bernard K. Ford

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, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, being then and there the occupant of a certain room in a certain building there situate, with force and arms, did unlawfully and feloniously therein then and there become the custodian and depository, for hire and reward, of certain money, to wit: the sum of *Five* dollars in lawful money of the United States of America, which said money was then and there by one *Thomas J. Meyer* staked, wagered and pledged upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Supervisor* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situate at *Colony* in the County of *Passaic* in the State of *New Jersey* and commonly called the *Colony* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the circumstances and manner of, upon, and in which the said money was so staked, wagered and pledged as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

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

Bernard K. Ford

of the crime of recording and registering a bet and wager, committed as follows :

The said

Bernard K. Ford

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, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose

of improving the breed of horses, where racing was then lawfully had, with force and arms, did unlawfully and feloniously record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between one

Thomas J. Boyer

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Supervisor* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *Belleville* in the County of *Passaic* in the State of *New Jersey* and commonly called the *Belleville* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

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

Bernard A. Yoel

of the CRIME OF POOL SELLING, committed as follows:

The said

Bernard A. Yoel

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, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold, to one *Thomas J. Boyer* and to divers other persons, to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Supervisor* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid.

0080

said, at a certain place and race track situated at
in the County of *Passaic* in the State of *New Jersey*
and commonly called the *Calyton* Race Track,
and which said trial and contest was had, holden and run on the day and in the year aforesaid at
the place and race track aforesaid (a more particular description of which said trial and contest,
and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid
unknown, and cannot now be given), 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.

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

Bernard K. Joel

of the crime of recording and registering bets and wagers, committed as follows :

The said

Bernard K. Joel

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, and not upon any grounds or race track owned,
leased, or conducted by any association incorporated under the laws of this State, for the purpose
of improving the breed of horses, where racing was then lawfully had, with force and arms, did
unlawfully and feloniously record and register, and cause to be recorded and registered, divers
bets and wagers, then and there made by and between divers persons to the Grand Jury aforesaid
unknown, upon the result of divers certain trials and contests of speed and power of endurance of
and between divers horses (a more particular description whereof, and of each of them, is to the
Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year
aforesaid, at a certain place and race track situated at *Calyton*
in the County of *Passaic* in the State of *New Jersey*
and commonly called the *Calyton* Race Track, and which
said trials and contests were had, holden and run on the day and in the year aforesaid, at
the place and race track aforesaid (a more particular description of which said trials and contests
and of the said bets and wagers so as aforesaid then and there made upon the same, is to the
Grand Jury aforesaid unknown, and cannot now be given), 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.

0081

Eighth Count, And the Grand Jury aforesaid, by this indictment, further accuse the said *Bernard A. Fox*

of the crime of pool selling, committed as follows :

The said *Bernard A. Fox*

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, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold to divers persons, to the Grand Jury aforesaid unknown, divers pools upon the result of divers trials and contests of speed and power of endurance of and between divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run, on the day and in the year aforesaid, at a certain place and race track situated at *Passaic Co. N. J.* in the County of *New Jersey* and commonly called the *Co. N. J.* Race Track, and which said trials and contests were had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trials and contests and of the pools upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), 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:

488

FOLDER:

4452

DESCRIPTION:

Franklin, John

DATE:

07/20/92



4452

0083

BOX:

488

FOLDER:

4452

DESCRIPTION:

Clark, Joseph

DATE:

07/20/92



4452

Police Court ✓ District.

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

of No. 90 8 2^d Avenue Street, aged 39 years,
Albert Frankenberg
occupation Truck Driver being duly sworn

deposes and says, ~~that a Pigeon Coop~~ ^{that a Pigeon Coop} the premises No. 90 8 2^d Avenue Street, 19 Ward

in the City and County aforesaid the said being a 11 Story Dwelling
with said Pigeon Coop on the roof thereof
and which was occupied by deponent as a Pigeon Coop
and in which there was at the time a human being, by name

^{attempted to be}
were BURGLARIOUSLY entered by means of forcibly removing the
Iron covering and pulling the boards
from the roof of said Pigeon Coop

on the 16 day of July 1899 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A number of Pigeons
of the value of about twenty
five dollars

the property of Deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGDARY was committed and the aforesaid property taken, stolen and carried away by

John Franklin and Joseph Clark
(Both now here and acting in concert)

for the reasons following, to wit: from the fact that
at about the hour of 2.30
A. M. on said date deponent
heard a noise on the roof
of said premises and on deponent
ascending to said roof deponent
discovered the said defendants
trying to open said pigeon Coop
and the manner aforesaid

0086

Depones therefore accuses the
said defendants with feloniously
and unlawfully attempting to
enter said Prison Cook and
asks that they may be dealt
with as the law directs
At Frankenburg

Done & before me this
16 day of July 1892

Wm. H. ...

John 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 committed to bail in the sum of
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 1888
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of
vs.
1.
2.
3.
4.

Offense—BURGLARY.

Dated 1888
Magistrate.
Officer.
Clerk.
Witness,
No. Street,
No. Street,
No. Street,
\$ to answer General Sessions.

0087

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Joseph Clark 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. *Joseph Clark*

Question. How old are you?

Answer. *18 Years*

Question. Where were you born?

Answer, *New York*

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

Answer. *1448 2 Avenue*

Question. What is your business or profession?

Answer, *Painter*

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

Answer. *I am not guilty*

Joseph Clark

Taken before me this _____ day of _____ 1881
[Signature]
Police Justice.

0088

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John Franklin*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *331 East 4th Street 3 months*

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*

John Franklin

Taken before me this _____ day of _____ 1881
[Signature]
Police Justice.

0089

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

Dated July 16 1872 [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.

0090

Slept there on
Friday Evy last

Police Court--- 4 District. 867

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Albert Frank
John Frank
Joseph Clark
Office
Burglar

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated July 16 1892
Magistrate
McNamee Officer
23 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 7.00 to answer



Handwritten signatures and notes, including 'attys 9x2'

0091

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 Franklin
and
Joseph Clark

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

John Franklin and Joseph Clark
of the crime of attempting to commit
of the CRIME OF GRAND LARCENY IN THE SECOND DEGREE, committed
as follows:

The said John Franklin and Joseph Clark, both

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

thirty pigeons of the value
of one dollar each

of the goods, chattels and personal property of one Albert Frankenberg

attempt to
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 Launcy Nicoll
District Attorney

0092

BOX:

488

FOLDER:

4452

DESCRIPTION:

Friedman, John

DATE:

07/13/92



4452

160

Witnesses

Choo Arroy

11 Second

Sullivan Office

Counsel, auto @

Filed 13 day of July

Pleads, Not Guilty.

1892

THE PEOPLE

Grand Larceny, Degree. (From the Person) [Sections 623, 624 Penal Code.]

MA 16
40 brot of us.
Chief Justice made
John T. Sweeney
and
John T. Sweeney

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward D. Don

Part 2 - July 21/92 Foreman.
Tried and convicted, with
recommendations & mercy

Ed. V. P. of J.P.
July 21/92

26

0094

(1865)

Police Court— 3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Charles Young

of No. 11th Precinct Street, aged 34 years,

occupation Police officer being duly sworn,

deposes and says, that on the 9th day of July 1892 at the City of New

York, in the County of New York, ~~was feloniously taken, stolen and carried away from the possession~~
~~of a person~~ attempted to be
of an unknown woman
in the day time, ~~the following~~ property, viz. the nature
or value of which is unknown to
deponent

Sworn to before me, this 10 day
of July 1892

[Signature]
Police Justice

the property of

and that this deponent
has a probable cause to suspect, and does suspect, that the attempted to be said property was feloniously taken, stolen
and carried away by John Friedman (now here), for
the reasons that deponent saw the
unknown woman walking along
Grand Street and deponent had
been watching the movements of the
defendant and deponent saw the
defendant insert his hand into the
pocket of the dress then worn upon
the person of the unknown woman

Charles Young

0095

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Friedman 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 Friedman

Question. How old are you?

Answer. 16 years

Question. Where were you born?

Answer. Germany

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

Answer. 40 Essex St. 18 months

Question. What is your business or profession?

Answer. Work at shoes

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 Friedman

Taken before me this 11

day of July

1892

[Signature]
Police Justice.

0096

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, *July 10* 189*2*

[Signature]
Police Justice.

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

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

..... Police Justice.

There being no sufficient cause to believe the within named.....

..... guilty of the offense within mentioned, I order h to be discharged.

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

..... Police Justice.

0097

Jacob Rannet

837
Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Young
John Freidman
Offense: Assault
Grand Jurors

BAILED,

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

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

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

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

Dated, July 10 1892
Hogan Young Magistrate.
Young Officer.
Precinct.

Witnesses C. F. Cutts

No. 309 Grand Street.

Marcy Benjamin
No. 360 Street.

No. 500 to answer G.S.
Street.

\$ 500 to answer

COMMITTED.
W. H. [unclear]



0099

2

OFFICER CHARLES R. YOUNG testified that he was attached to the 11th police precinct. He saw the defendant on the 11th of July, 1892, about ten minutes to four in the afternoon, on Grand street. The defendant was following women up and down the street and looking in show windows. When he, the witness, reached Allen street, Officer Cutts called his attention to the defendant. The defendant went into an auction store. He, the witness, spoke to Mr. Benjamin, and Benjamin went into the auction store. The defendant then came out of the auction store, and walked through Grand street, towards Ridley's. There was a lady with a baby carriage and a baby in front of 301 Grand street, and the defendant walked up to her and put his hand into her pocket, and the lady looked at the defendant and said something to him. Officer Cutts walked over and spoke to the lady with the baby carriage. He, the witness, followed the defendant through Grand street, and saw the defendant try to put his hand into other women's pockets, and he arrested the defendant. He, the witness, had known the defendant for five weeks before the arrest, and had spoken to the defendant once

in Grand street.

In cross-examination the witness testified that his special duty was to assist in making arrests at Ridley's. He was on the other side of the street when he saw the defendant try to put his hand into the women's pockets. He, the witness, said to the defendant when he arrested him, "I have been watching you for the last couple of hours." The defendant said to him, the witness that he had just come home from work. He, the witness, slapped the defendant in the face, because he wanted the defendant to tell him the truth. He, the witness, searched the defendant in the station house, but did not find anything upon him. He, the witness, did not know what had become of the woman with the baby carriage.

In re-direct examination the witness testified that he was not in uniform at the time he arrested the defendant. He, the witness, did not wear a uniform.

OFFICER CHARLES F. CUTTS testified that he was a special officer, in the employ of Ridley & Company. He saw the defendant on the afternoon of the 9th of July, 1892, in front of

0101

Ridley's store, in Grand street, about four o'clock. He saw the defendant going from window to window and passing in and out of the crowd. He saw the defendant put his hand into a woman's pocket in front of 301 Grand street. He, the witness, went over and spoke to the woman, and then followed the defendant through Grand street. He met Officer Young coming back with the defendant in his custody, and he told Officer Young the conversation he had with the woman, who had a baby carriage. He, the witness, asked the woman if she had lost anything and the woman told him that she had not, that she had her pocket-book, but that she had felt the defendant's hand in her pocket. He, the witness, asked the woman if she would go to the station house and make a complaint, and the woman refused to go to the station house. He, the witness, had seen the defendant about five or six weeks before the time of the arrest, in front of Ridley's. When he, the witness, saw the defendant put his hand into the woman's pocket, he was about three or four feet away from the defendant.

In cross-examination the witness testified

0 102

5

that nobody called his attention to the defendant. He noticed the defendant himself. He saw Officer Young across the street and called him over. He, the witness, had seen the defendant near Ridley's five or six weeks before the arrest; at that time the defendant had been caught by Officer Young trying to pick pockets and Officer Young had warned the defendant not to repeat the offence. He, the witness, had been in the employ of Ridley & Company for nine years. He did not take the name or address of the lady with the baby carriage.

MARCY BENJAMIN testified that he lived at 39 Norfolk street, and was in the cigar business with his father, in Grand street. On the day in question he was in Grand street. Officer Young called his attention to the defendant and had a conversation with him, the witness, after which he, the witness, followed the defendant down Grand street and the defendant entered an auction store. He, the witness, also entered the auction store. The defendant came out of the auction store again, and he, the witness, followed the defendant down Grand street and he saw the

6

defendant put his hand into a lady's pocket, in front of 301 Grand street. He saw Officer Cutts speak to the lady. He saw the defendant walk down Grand street, and saw him feel two ladies' pockets. He was about two feet away from the defendant when the defendant put his hand into the lady's pocket, who had the bay carriage.

In cross-examination the witness testified that he was watching the defendant at the request of Officer Young, and did not get any pay for his services. He, the witness, did not aspire to become an amateur detective. He knew Officer Young very well. At the time the defendant put his hand in the lady's pocket, Officer Cutts was about six feet behind the defendant. His, the witness's, shop was not opposite Ridley's, but was on the next block.

(No defence was offered.)

COURT OF GENERAL SESSIONS OF THE PEACE,
City and County of New York.

.....
T h e P e o p l e,
vs.
EBBIE GIDDINGS.
.....

"
" Before
" HON. JAMES FITZGERALD,
" and a Jury.
"

Tried JULY 25TH, 1892.

Indicted for GRAND LARCENY IN THE SECOND DEGREE.

Indictment filed JULY 8TH, 1892.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,
For THE PEOPLE.
MARK ALTER, ESQUIRE,
For THE DEFENCE.

OFFICER JOHN KENNEDY testified that he was a park policeman, on duty in Battery Park. He saw the defendant about a quarter past two in the morning of the 3rd of July, 1892. There was a man sitting on one of the benches in the park, apparently asleep, and the defendant came along and sat down alongside of the man. The defendant put his hand into the man's pocket. He, the witness, and Officer Smith ran up to the defendant, and the defendant pulled his hand from the man's pocket, and he, the witness, heard some coins rattle on the side-walk. He, the witness, caught the defendant and took him back to where the man, whose name was Charles Lally, was sitting. Lally gave his name in the police station. Officer Smith woke Lally up and asked him if he had lost anything, and Lally said that he had a little over three dollars in his pocket in silver, and he could not tell what had become of it. He, the witness, picked up two five-cent pieces from the side-walk.

In cross-examination the witness testified that he did not know that the defendant and Lally were friends, and the defendant did not so state in the sta-

tion house in his, the witness's, hearing. The defendant was about one hundred feet away from Lally when he was arrested. The defendant throw himself down and he, the witness, fell over the defendant and broke his finger, and he had been laid up a month with it. He did not find any money on the defendant. He, the witness, did not hit the defendant.

OFFICER THOMAS SMITH testified that he was an officer of the Park police, and early in the morning of the 3rd of July, 1892, he was in company with Officer Kennedy in Battery Park. He saw the defendant at that time. The defendant came up and sat down alongside a man who was asleep, and the defendant put his hand into the man's pocket. He, the witness, was nearest to the defendant, and when he got close to the defendant, the defendant dropped some money and ran towards Kennedy. The defendant did not see Kennedy. Officer Kennedy jumped at the defendant and the defendant stooped down and Kennedy fell over him. He, the witness, caught ahold of the defendant, and the defendant resisted and he, the witness, hit him with his

night stick. The defendant said to him, the witness, "Officer, that man is a friend of mine." He, the witness, woke Lally up, and Lally said that he did not know the defendant. They took Lally and the defendant to the station house, and Lally promised to appear next morning at the station house, but he did not do so.

In cross-examination the witness testified that Lally told him that he had worked at Ellis Island on that day.

FOR THE DEFENCE, EBBIE GIDDINGS, THE DEFENDANT, testified that he worked in the Produce Exchange, running messages. He had Lally for about three years and Lally had hung around where he, the defendant, lived. When he saw Lally sitting on the bench, Lally said to him, "Hello," and asked him where he had been and he said to the theater. Lally was not asleep at that time. He, the defendant, did not put his hand into Lally's pocket. The officers came over to him, the defendant and pulled him out into the light and comenced to club him. Then the officers took him over to Lally and asked Lally if he knew him,

5

the defendant, and Lally said he did. The officers asked Lally if he had lost any money, and Lally said, "No," and took his money out and counted it. He, the defendant, had never been in trouble before and had never been convicted of any offence.

In cross-examination the defendant testified that Lally lived in Brooklyn, and worked for a man of the name of Gould, on Ellis Island, carrying baggage. He, the defendant, had been to the London Theatre, and was on his way through the park when he met Lally. He, the defendant, was working for the Postal Telegraph Company at the time of his arrest. He had been working for the Postal Telegraph Company for four years, and received a cent and a half a message. He had previously worked for the Third Avenue Cable Company, and before that had worked for a man of the name of Corcoran, lighting street lamps.

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 Friedman

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

John Friedman
attempts to commit the crime of
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said

John Friedman

late of the City of New York, in the County of New York aforesaid, on the 9th day of July in the year of our Lord one thousand eight hundred and ninety-two, in the day-time of the said day, at the City and County aforesaid, with force and arms,

diverse goods, chattels and personal property (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of ten dollars

of the goods, chattels and personal property of ~~one~~ ~~Charles P. Vaccarino~~ ~~woman whose name is to the Grand Jury aforesaid unknown,~~ on the person of the said ~~woman~~

then and there being found, from the person of the said woman 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

0 1 10

BOX:

488

FOLDER:

4452

DESCRIPTION:

Fruin, Thomas

DATE:

07/07/92



4452

0111

27

Witnesses:

Samuel G. Bell
401 B. 105 St
Dr. Dixon
530 B. 120th St
James Cunningham
159 B. 104th St

In the within case, after a
careful examination, and in
view of the within averments
of complaint expressing
his desire to withdraw
from the case his com-
plaint I am satisfied
that the interests of justice
will be met by the discharge
of the defendant and therefor
recommend the same
July 6th 1935
John W. Adams
A.D.A.

Counsel,

Filed 7 day of July 1892
Pleads, "not guilty", 4

THE PEOPLE

vs.

Thomas Quinn

Assault in the Second Degree.
(Section 219, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

Alfred J. ...

A TRUE BILL.

James M. ...

Foreman.

July 2 Dec 26

on record of court
deft. discharged on his
own recogn. R.S.A.
Part 2 - Jan. 1935

0112

Police Court— District.

City and County } ss.:
of New York,

of No. 491 E. 105th Street, aged 20 years,
occupation Lawyer being duly sworn

deposes and says, that on the 23 day of May 1892 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Thomas Finn (now here) who wilfully and maliciously cut and stabbed deponent three times in the body with a pen knife. Deponent further says that such assault was committed

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

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

Sworn to before me, this 11 day } Saml G. Bell
of June 1892

John H. Boardman Police Justice.

0113

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer.

Thomas Gruin

Question. How old are you?

Answer.

Twenty Six

Question. Where were you born?

Answer

New York City

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

Answer.

334 East 12th St 7 years

Question. What is your business or profession?

Answer.

Wood Moulder

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

Answer.

*I Am Not Guilty
Thomas Gruin*

Taken before me this

[Signature]
1889

Police Justice

0114

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.....

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

Dated, *June 11* 189 *2* *W. W. C. C. C. C.* Police Justice.

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

Dated, *June 11* 189 *2* *W. W. C. C. C.* Police Justice.

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

Dated,..... 189 Police Justice.

0115

325 784
Police Court, 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel G. Reed
140 E 10th St
Linn in Prison

Offense: Assault
felony

2
3
4

Dated, June 11 1892

Francis G. ... Magistrate.

Witnesses: James ...
of 140 E 10th St Precinct.

No. 157 E 10th Street.

James Smith

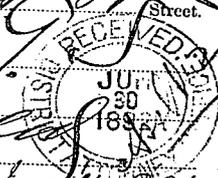
No. 340 E 11th Street.

89 Arch St Precinct.

No. 533 E 12th Street.

\$1000 to answer

Bailed for ...
adj to June 21 9 a.m.
Bailed for ...



BAILED,

No. 1, by Pat F. McLean

Residence 2312 3rd Avenue Street.

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

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

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

The magistrate
presiding in my
absence will hear
and determine
this case
John Blockie
Police Justice

0116

J. Smith + N. Meyer

will testify to hearing "defendant"
challenging "complot" threatening
to "do for him" in 5 minutes
to violent language used ^{by default} to the
reply made by "complot" and
to the statement made by
defendant that if "complot"
did not accept his challenge
he would "fix complot"
at 5 o'clock which is quitting
time

these witnesses did not
see the fight

Jas Hannigan

will testify

This witness to seeing
 the fight. Also to hearing
 defendant saying after
 the stabbing that ¹⁰ I will
kill you. You son of a bitch
 also to holding conversation
 with defendant afterwards in
 which defendant stated that
 it was the result of an old
 grudge against Compt
 also that there were no
 facial marks whatsoever

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Thomas Grum

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. ^{But} from the fact that we have been in the same employ for over four years - and are more usually good friends and I have good reason to suppose that he had no desire to do me any bodily harm, and I believe that ^{he} fully regrets his act, and I have no desire to see a respectable and hard working young man - placed in prison, and consequently request that the charge against him be withdrawn, and upon mature consideration, I believe me the defendant and myself were both a little ~~little~~ hasty, at the time the trouble occurred.

Saml Geo. Bell

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Guerin

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

Thomas Guerin

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

The said *Thomas Guerin*

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

Samuel G. Bell

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

with a certain *knife* which *he* the said

Thomas Guerin

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, *him*, the said

Samuel G. Bell then and there feloniously did wilfully and wrongfully strike, beat, *cut, stab,* bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Mcoll,
District Attorney

0 120

BOX:

488

FOLDER:

4452

DESCRIPTION:

Fuchs, Joseph

DATE:

07/07/92



4452

0121

Witnesses:

William Long

*Deaford
Pomphlet.*

Henry M

*Deft an d. d. d.
J. J. Green M*

*July 7/92
Pleads Guilty
J. J. Green M*

1891

16

Counsel,

Filed 7

day of

July

1892

Pleads,

THE PEOPLE

26 Wallace vs. same code

Joseph Truchs

[Sections 611 and 621, Penal Code.]
Forgery in the Second Degree.

DE LANCEY NICOLI,

District Attorney.

Bill Found

A TRUE BILL.

James M. Green

Foreman.

*July 7/92
Pleads Guilty
J. J. Green M*

0122

Police Court, 2 District.

City and County } ss.
of New York,

of No. 144 Bowry Street, aged 32 years,
occupation Salvage being duly sworn, deposes and says,
that on the 22 day of June 1892, at the City of New
York, in the County of New York,

Coleman Levy

Joseph Sachs (now here), did
falsely make, forge, utter
and counterfeit with intent
to defraud the name Martin
Gasser, as to a check number
ex "a" which check is hereto
annexed and made part of
this complaint for the reasons
following to wit: on the said date
the defendant came to defendant's
place of business and for the
annexed check in payment for
a pair of diamond ear-rings
and a pair of bracelets. Defen-
dant is informed by William Schmid
who represents the firm of Martin
Gasser & Co. that the signature
Mr Gasser & Co is not in the hand
writing of said Mr. Gasser & Co
and that the said firm did not
authorize any person to sign
the name to said check.

Sworn to before me }
this 27th day of June } *Coleman Levy*
1892

W. F. Brady
Police Justice

0 123

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

William Schmidt
aged 24 years, occupation Exchange of No. 61
Broad Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Alman Roy
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 27
day of June 1892 *William Christ*

W. T. Brady
Police Justice.

0124

(1885)

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Fuchs 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.

Joseph Fuchs.

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

Amstertam

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

Answer.

1, Clarkson Square, New York

Question. What is your business or profession?

Answer.

Cook

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

Answer.

I am guilty -
Joseph Fuchs

Taken before me this

day of

Jan 1889

Police Justice.

0 125

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

Defendant

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Ten* Hundred Dollars,..... and be committed to the Warden and Keeper of

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

Dated, *June 2* 189..... *Police Justice.*

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

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

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

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

0126

791

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Colman King
144 Broadway
vs.
Joseph Sachs

Offense

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, *June 27* 189*2*

Paul Magistrate.
Ernest Kelle Officer.
Precinct.

Witnesses *Mose Schmid*
No. *61 Grenier* Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer _____



Con

7097

0 127

7865 / 4572. NEW YORK, 21st Jan^y 1892

Mechanics' National Bank,

PAY TO THE ORDER OF Joseph Trucks or Bearer

one hundred and twenty five DOLLARS

\$ 125.00

J. G. Gasser & Co.

0 128

Joseph D. Schuman,
SW SS CONSUL
Joseph Fuchs.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Fuchs

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

Joseph Fuchs
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *Joseph Fuchs*

late of the City of New York, in the County of New York aforesaid, on the *22nd* day of *June* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

7865 / 4572 *New York, 21 June 1892*
Mechanics' National Bank
Pay to the order of Joseph Fuchs or bearer
one hundred twenty five dollars
\$125.00 *M Gasser & Co*

[Signature]

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

SECOND COUNT.

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

Joseph Fuchs

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

The said

Joseph Fuchs

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 intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

7865/4572 New York, 21 June 1892

Mechanics' National Bank

*Pay to the order of Joseph Fuchs, bearer
one hundred twenty five dollars*

\$125.00

W. Gasser MCo

the said

Joseph Fuchs

then and there well knowing the same to be forged, 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.