

0484

BOX:

391

FOLDER:

3644

DESCRIPTION:

Falkenheim, Albert

DATE:

04/02/90



3644

Witnesses:

Leon Meyer

Joseph

Upon my report on
need funds I hereby
recommend the dis-
missal of the indict-
ment.

Dated N.Y., April 15, 1899

Edward G. Moore
Dep. Assistant

I have examined the within
copy of the report which
the said report was made
to the Board of Prisoners
in the case of the
prisoner named

Paul J. Smith
173 W. 11th St.
New York

Counsel,

Filed

day of April 1899

Pleads,

Indictment - 3

THE PEOPLE

vs.

B

Albert Tarkenton

[Section 284, Penal Code]
Indictment

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

John F. Phoady

Forfeit April 30, Foreman.

On recem. of Dist. Atty.
indict. dtds. R.B.M.

0485

POOR QUALITY
ORIGINAL

0486

District Police Court.

Ingber
vs.
W. Kenheimer
Reduction.

STENOGRAPHER'S TRANSCRIPT.

Feb 25 1887

BEFORE HON.

Chas. H. Santor

Police Justice.

W. J. Treacy

Official Stenographer.

New York Feb 25th 1890
Midd District Police Court
Hon Charles H. Fairton
Presiding.

Lena Finger
vs
Albert Falkenheim

Lena Finger being duly
sworn deposes and
says, I am not married
I live at 747, E. 6th St
and am 21 years of
age.

Q. Do you know the
defendant?

A. Yes Sir,
Q. Did he ever have
sexual intercourse
with you?

A. Yes Sir,
Q. When for the first time
did he have sexual

Q.

A. intercourse with you?

Q. I think in May
last 1889

Q. Was that the first
time?

A. Yes Sir.

Q. How did ^{you} come to have
intercourse with him?

A. My brother went out,
my sister in law was
out, I was alone ^{and}
he brought me to it
himself.

Q. In what house
did this occur?

A. 734 or 634 - I

Q. Do not remember -
Is that where you
now live?

A. No, that house
is pulled down

Q. Why did you allow
him to have sexual

(Q)

Q

A. intercourse with you
He said (he will,
he would marry me

Q. Tell me all he said
at that time?

A. He told me he
would marry me

Q. What else did
he say?

A. He said that
I would be happy,

Q. Tell all you said ^{and}
all he said?

A. He did not tell
me anything but that
he would marry me
and I would be hap-
=py

Q. That is all you
remember?

A. Yes Sir,

Q. Did he ever have
sexual intercourse

3

H

with you before that
time?

Q. A. Yes Sir,
Did you have actual
intercourse with any
other man before that?

Q. A. Yes Sir,
Has he had sexual
intercourse with you
since?

Q. A. Yes Sir
Are you in the family
way now?

Q. A. Yes Sir,
Does anyone know
of his having connection
with you?

A. I was alone
with him

Q. Did he ever
say he would marry
a girl?

He told me

5

Q. Several times
Have you had sexual
intercourse with him
since?

A. Yes Sir, every
evening.

Q. Did anyone
else see him having
connection with you?

A. Yes Sir, my
sister in law, her
name is Victoria Nger,
and my younger brother
Joseph Nger

Q. How do you know
they saw it?

A. My sister in law
was in the room at
the time, that was about
four months ago.

Q. When did your
brother see it?

A. Last Monday

6

Counselor Hersfield I ask to
reserve my right to
cross examine her till
after the corroborating
witness have been heard
as it may not be
necessary.

Court Better examine her
now
Cross Examination

Q. How long do you know
the Defendant?

A. One year and a
half

Q. You live in the
same house with the
Defendant?

A. Yes Sir,

Q. With whom do you reside

A. My brother,

Q. And the Defendant
boards there?

A. Yes Sir

4

Q. How many rooms do
you occupy in the house?

A. Five rooms

Q. How ~~many~~ many people
live and sleep in
those five rooms?

A. Eight people

Q. How many rooms?

A. One used for a kitchen,
one for a dining room,
and one for a sitting
room

Q. The other two rooms
are used for bedrooms?

A. Yes Sir

Q. All the people sleep in
the bed room?

A. Yes Sir,

Q. You say you had
sexual intercourse with
her every night since
May 1889

A. Yes Sir,

8

Q. Was that at home?

A. Yes Sir,

Q. In what room?

A. In the bedroom

Q. In which one?

A. In the first bedroom

Q. How many people
sleep in that bedroom

A. Two (2)

Q. The Defendant any some
one else?

A. Yes Sir, his
cousin

Q. In what place
did you have connect-
-ion with you?

A. He came through
the window to me

Q. Did you not say
you had intercourse
with him in the bed-
-room where he slept?

A. I did not live

P.

Q. There since the last
four months
you had intercourse
in the bed room
where he slept within
the last four months?

A. Yes Sir,
Q. In the bed where he
slept?

A. Yes Sir,
Q. And the other man,
the cousin was
sleeping in the same
bed?

A. Yes Sir,
Q. Did the cousin know
you went into the bed?

A. I do not know
Q. You say you had
intercourse with him
every night till last
Monday?

A. Yes Sir,

9

10

Q Always in the same room, in the room of the Defendant, and in his bed, during four months?

A. Yes Sir.
Q. How many times did you have intercourse with him in the bed room and in the bed where he slept?

A. About three times

Q. Every time you were there was the cousin also in the bed?

A. He was out

Q. After that Did you not testify a moment ago that the cousin was present and he knew

11
You were there. Did
you on any occasion
have sexual intercourse
with him in the bed
room and in the
same bed? When the
cousin was there?

Q. Yes Sir,
You are positive of
that?

A. He was there,
but sleeping

Q. How many times
did you have sexual
intercourse with him
when the cousin was
in the same bed?

A. I cannot tell
Q. It was so many times
you cannot remember?

A. Yes Sir,
Q. Was it not in the
bedroom that you

12.

had intercourse with him within the last four months?

A. No, he often came to me.
Q. What do you mean, went to your room?

A. Yes Sir,
Q. Do you remember the first time you had sexual intercourse with him?

A. Yes Sir
Q. How do you know it was in May 1889?

A. Before Easter
Q. Did not your brother tell you it was in May 1889?

A. Yes Sir,
Q. You are positive it was before the Pass over holidays, what

13

Day, in the week was it?

A. I cannot tell the day of the week

Q. Was it day or night time?

A. Night time, on Friday evening

Q. How do you know, or remember it was Friday?

A. He came to supper, and he let some one get his supper, we were not allowed to make fires, no one was at home, at the time

Q. Tell all he said, and all you said to him on that evening?

A. I did not say anything to him, he threw me on the bed

14

Q. And said he would marry me and if anything happened, he would help me.
Before he spoke to you at all that evening he threw you on the bed?

Q. A. Yes Sir,
After he had connect-
=ed with you - he told you, he would marry you?

Q. A. Yes Sir,
Court Did he say he would marry you before the sexual intercourse?

Q. I was there alone
I was sleeping, and he came to me, I said go away, and he said do not be afraid I will marry you

15

Q. What time was that?

A. I do not know,
I was sleeping

Q. After you got through
what did you do and
what did he do?

A. He went away,
and I slept.

Q. Did he go out into
the street?

A. He went to
sleep in his bedroom

Q. You were at home
all alone that evening
and while alone and
asleep he went to you,
and you told him
to go away, then he
had conversation with
you, and told you
nothing would happen?

A. Yes Sir,
Q. What time did the
Defendant leave the

16

house on that particular
-on Friday?

A. I do not
know, I went to work.

Q. You worked all day

A. Yes, Sir,

Q. When you came home
was the Defendant at
home?

A. No Sir,
Q. Then you did not see
the Defendant till he
came home at night
when you were asleep
and he assaulted you?

A. Yes Sir, he did
not get his supper, the
cousin went away ^{and}
we played cards

Q. How long did you
play cards?

A. I cannot tell

Q. What happened after
that?

16

14

A I went in the bed room and he followed me and then me on the bed. I told him he should go away

Q. You did not consent to marry him on that evening?

A. No Sir

Q. You are sure of that

A. Yes Sir,

Q. Did you have any conversation in regard to this matter yesterday

A. No Sir,

Q. Do you mean to say you did not speak to your brother about this case yesterday or today?

A. I am sure I did not

Q. Do it not a

L.

fact that you did not
intend to institute
proceedings against
this Defendant but at
the instigation of your
brother?

Court. Not allowed

Q. Then did you decide
to commence proceeding
against the Defendant
A. Last week

Court. When were you 21
years of age?

A. Last Easter
(Hebrew Easter)

Q. Was that your
birthday

A. Yes Sir.

Counsel. How do you know

A. You are 21 years of age
I am now 21, I

Q. was 21 last Easter

Q. Did you have a

18

19

Q. Conversation with the
Defendant last Sunday
A. Yes Sir, I spoke
to him and he gave
me money, about 9
o'clock in the morning
he gave me 25 cents
for his washing, that
was for the Laundry

Q. Were you alone, was
your brother present
when you had this
conversation?

A. No Sir,

Subscribed before me
this 26th day of Feb 1890

Police Justice

19

Q. 10

Joseph Kruger, being
duly sworn, deposes
and says, I am 14
years of age. I live
at 744 - 16th St and
I am a harness maker,
the complainant is my
sister.

Q. Now, of your own
knowledge, do you know
about the relations
between the Defendant
and your sister?

A. I am this man
having sexual inter-
-course with my sister,
then I got up and
Monday morning early
I went through the
room and saw him
having intercourse
with my sister, last
Monday a week ago.

20

21

Q. What did you say to him?

A. I said what do you want to do, do you want to get my sister in a bad state, and he said, it is none of your business, I will take care of her, and I will marry her.

Q. Was she sitting on the chair, or lying down on the floor?

A. She was standing.

Q. Where was the Defendant

A. He was lying on the bed with his cousin.

Q. And the complainant was standing in the room?

A. She was standing in the room where she slept.

21

22

Q. That is all you can
A. That is all.
Q. Did you see him
having sexual intercourse
with your sister?

A. That is what I saw
Monday morning at
three o'clock.

Q. In what position
was your sister and
the Defendant, standing
or sitting?

A. They were both
lying in bed.

Q. Anyone else in
the bed?

A. The Defendant's
cousin was in bed.

Q. Do you know of your
sister having connect-
-ion with him at any
other time?

A. I only saw
it Monday.

23

Cross Examination

Q. How many times did you see the Defendant in your sisters room on that Monday morning?

A. Q. Once
You work at harness making?

A. Q. Yes Sir,
Where do you work?

A. Q. 133 Chuyetich

I got up six o'clock and got to the factory at seven o'clock. I saw what time it was and the front door was open that was strange to me, then I looked and saw them, I saw my sister get out of the bed and this man too.

(23)

24

Q When you say you saw them having sexual intercourse in bed, you did not tell the truth?

A. Yes Sir, I saw him in bed and her in bed

Q. Did you say that your sister was out of the bed and the Defendant was in bed?

A. The moment my sister saw me she got out of bed.

Q. In which room were you, when you saw your sister get off the bed?

A. In the front room, I saw when they were lying together,

24

Q 5

my sister saw me ^{and}

Q. jumped up In which
A. room did you sleep?

Next to his bed-

Q. =room? your sister
testified that he slept
in one of the bedrooms
and you say he was
in another, what are
A. do you mean?

A. There is a partition
between the front ^{and}
the other bedroom, ^{and}
between that partition
they sleep, the defendant
and his cousin slept
there

Q. Do you call the
front room a sitting
room or a parlor?

A. It is called a
parlor

26

Q. Does this Defendant
sleep in the room
which fronts on the
street?

A. Yes Sir,
Q. And not in the
bed room?

A. I sleep with
my father
Q. Is the room
that fronts on the
street the one you
call the parlor?

A. No one sleeps
there but the Defendant
and his cousin

Q. Where does your
sister sleep?

A. In the kitchen
Q. How many rooms
between the parlor the
front room and the
kitchen

26

Q/H

Q. Only one where I
sleep with my father

Q. Will you now
state why you testi-
fied that you saw
the complainant stand-
ing in the room ^{and}
the Defendant on the
bed, did you have a
conversation with
your sister today or
yesterday?

Q. A. Yes Sir
Did not the family
talk about it last
night?

Q. A. Yes Sir,
You are sure of that?

Q. A. I am sure
Did you have a
conversation with
your brother?

A. I did, but not

Q/H

Q. S.

Q. with my sister.

Did you have a conversation about what you were to say today?

Q. A. Yes Sir,
Tell us what conversation you had that morning when you went in the room at 3 o'clock?

A. I said what do you think you put my sister in that way, he said that has nothing to do with you, I will marry her or look out for her
Counsel for Defendant I think a motion to dismiss should now be entertained as the people have not made out a case

Q. Q.

I move that the
Defendant be dischar-
=ed on the ground
that there was no
promise of Marriage,
and the Complainant
says there was not
Consent to Marriage
before the Sexual inter-
=course.

Court Motion denied

Albert Falkenhimer
being only sworn
deposes and says, I
am 25 Years of age
I live at 747 Fifth
St and I am a sales
man. I was a
cloak Merchant in
N. Y.

Q Do you know
the Complainant?

Q. Q.

Q

A. Q. Yes Sir,
Q. Did you ever have
sexual intercourse
with her?

A. No Sir,
Q. Did you ever prom-
-ise to marry her?

A. No Sir.
Q. Did you ever give her
any money?

A. No Sir,
Q. Did you ever in the
presence of any one
promise to marry her?

A. No Sir, I did
not. I know her for
15 months, since she
has been here.

Q. Have you been
friendly with her since
you have known her?

A. I never spoke to
her since she has
been in this country.

31.

Q. I did not take her to the theatre, nor to a ball or party. You have heard the testimony of the complainant ^{and} her brother? Is it true?

Q. A. No Sir, What room did you sleep in?

A. Front room my cousin sleeps with me, and he slept with me a week ago

Q. Monday Where did you sleep, near the wall, or on the outside? Did you have intercourse with the complainant on Monday night a week ago?

(31)

32

Q. A. No Sir,
Did you have any conversation yesterday, a week ago, at three o'clock in the morning, or at any time, with the last witness?

A. No, I did not, I got up at 8 o'clock

Q. Did you ever on any Friday in May 1889 go home and while the ~~Defendant~~ Complainant was sleeping, and without saying a word to her, throw her down in bed and have sexual intercourse with her?

A. I did not speak a word to her, I swear I did not have sexual intercourse

30

with her
Q. How long have
you lived with her
in that house?

A. Since they are
here, 16 months

Q. Do you mean to
say, you did not
speak to her since
she came to this
country?

A. Yes Sir,
Q. And you lived in
the same house 16
months?

A. Yes Sir, I get
home at eleven at
night and go away
at eight o'clock
in the morning.

Q. Did you know her
in Europe?

A. No Sir, I
am here 13 years

24

- Q. Did you speak to her when she arrived here first?
- A. Not to my knowledge
- Q. Did you ever speak to her?
- A. Not in any way
- Q. Did you speak to her when she came here
- A. I do not recollect that I did
- Q. Do you know her brother?
- A. Yes Sir,
- Q. Did you speak to him?
- A. Yes Sir,
- Q. Where?
- A. Sunday morning when I left the house at 8 o'clock
- Q. Did you have a furnished room there?
- A. Yes Sir,

25

Q. When was the first time, the complainant spoke to you in regard to this matter, or her brother?

A. Last Wednesday a week ago, he told me, I had to give him some money. He would make it some way out of me, the oldest brother said that Jonas Unger, he said he would bring suit against me and that I would be free if I gave it to him.

Q. You live with them to help them to keep house?

A. Yes Sir,
Q. Your father lives there

POOR QUALITY
ORIGINAL

0522

Dy

Q. Yes!
A. Yes Sir,
Cross Examination.

Q. Did this girl live
on the same floor
with you for 15th
months and you
not speak to her?

A. Yes Sir,

I swore before
me this 25th day Feb 1890

Police Justice

Dy

Q.P.

Emile Falkenhennier
being duly sworn
deposes and says,
I live in the same
house No 744 - 6th St,
I am 24 years of age
and a Plumber.

Q. Did you sleep in
the same bed with the
Defendant?

A. Yes Sir,

Q. Do you sleep sound
or light?

Ans - (Not admitted)

Q. Did you sleep in the
same bed, in the same
room on Monday
a week ago?

A. Yes Sir,

Q. Do you remember who
went to bed first that
night?

A. I did

Q

Q. Were you awake when
the defendant went to
bed?

A. Yes Sir, I slept
in the rear against
the wall.

Q. Do you know
what night we refer to

A. Yes, last Sunday
and Monday

Q. Did you at any
time during the night,
or at three o'clock in
the morning see the
complainant in the
room?

A. Yes Sir,
Q. Did you see the
complainant in your
room at three o'clock
in the morning?

A. I did not see
her, but I felt there

HO

was something in the
bed, I did not sleep
sound

Q. Who was in the
bed at the time?

A. I can not tell.
Q. Was some one in the
bed besides your cousin?

A. Yes Sir,
Q. Were you asleep that
night?

A. Not very sound,
I felt there was some
one in bed besides
my cousin, I opened
and shut my eyes,

Q. Did you see the
person in that
bed?

A. There was some
one in bed, I did

Q. not see but felt
Did you have a

H/

conversation with the
complainant brother?

2. Q.

No Sir,

Did you not tell me
yesterday, you were in
bed with him all
night?

2. Q.

I did say that

Did you have a con-
versation with the
family?

A.

Nothing about
this case.

Q. When did you
get up Monday morn-
ing a week ago?

Q.

Between eleven^{and}
eight o'clock

Q.

Did you see the
younger brother in
the room when you
got up?

No Sir,

POOR QUALITY
ORIGINAL

0527

42

Q. Did you see any one in the room that morning when you got up?

A. I saw my sister.

Q. Did you hear a conversation about three o'clock in the morning in the room?

A. Yes, Sir,
Q. Do you know what time in the morning the defendant leaves the house?

A. Yes, Sir, (P)
Eight o'clock and half past.

Q. The complainant goes to work before you get up?

A. He goes at six or a quarter to seven

42

H. B.

Q. What time does the Defendant get home?

A. 12 o'clock day

Q. 11 o'clock at night

Q. He is never at home in the day time?

A. No Sir

Q. How long do you live there?

A. 8 Months
Q. Did he live there all that time?

A. Yes Sir.

Q. Have you seen the complainant during the eight months?

A. Yes Sir,

Q. Did you ever see her having any conversation with the Defendant?

A. No Sir

Sworn before me
this 25th day of Feb 1890
Police Justice

44

Pauline Foulkner
being duly sworn
deposes and says, I
live at No 444 - 6th
Street, I am 26
years of age and
married, I am
now a widow, I
live in the same
apartment as the
complainant and
defendant, I know
them both

Q. How long are you
living there?

A. 8 Months
Q. Did you see them
talk together?

A. No Sir,
Q. Did you see them
in the same room?

A. No Sir
Counsel for Defendant - I

POOR QUALITY
ORIGINAL

0530

45

Renew my Motion to
dismiss on the ground
that we contradicted
all the allegations
Court Motion denied

Defendant held in
One thousand dollars to
answer

45

POOR QUALITY
ORIGINAL

0531

Ungar

vs.

Falkeheimer }

District attorneys
office

Chambers St.

new address
reported by complainant
120 Cannon St

POOR QUALITY
ORIGINAL

0532

\$1000. for ex
Feb. 28th 1890
C.M.T.

BAILED,
No. 1, by Edmond Knapp
Residence 44 Cedar St. Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court---
District 351

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anna Williams
117 West 136th St.
1st Dist. - Callahan
Offence Indictment

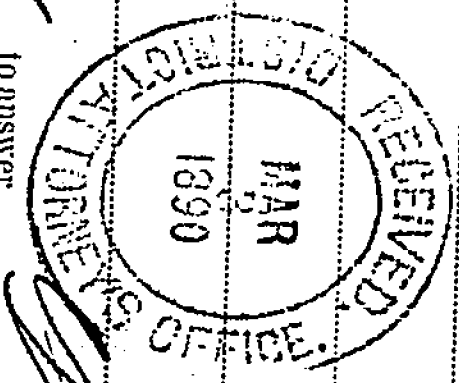
1 _____
2 _____
3 _____
4 _____

Dated Feb 24 1890
Justice
Magistrate.

McConnell Officer.
13 Precinct.

Witnesses
Joseph Winger
No. 747 Street
120 Avenue of Street.

No. _____ Street.
No. _____ Street.
\$ 1000 to answer.
No. _____ Street.



James
Garland

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 Feb 24 1890 Charles N. Luntz Police Justice.

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

Dated February 26 1890 Charles N. Luntz Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0533

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Albert Falkenhauer 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. *Albert Falkenhauer*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Hungary*

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

Answer. *747 E 12th Street 3 months*

Question. What is your business or profession?

Answer. *Salesman*

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

Answer.

I am not guilty
Albert Falkenhauer

Taken before me this

24

day of *February* 188*8*

Charles H. Davis

POOR QUALITY
ORIGINAL

0534

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

POLICE COURT— 3d DISTRICT.

Lena Unger
of No. 747 Sixth Street, being duly sworn, deposes and
says that on the 2nd day of May 1889
at the City of New York, in the County of New York, that Albert Halphen

on or about the 2^d day of May, 1889
at the City of New York in said county
and State of New York with force and arms,
under promise of marriage, did seduce
and have illicit connection with depo-
nent—she the said deponent—then and
there being an unmarried female of
previous chaste character. That said
defendant did continue thereafter to
have such illicit connection with
deponent—up to about the 17th day of
February 1890 the defendant—having
at all times renewed his said promise
of marriage to deponent until said
17th of February 1890 when deponent
demanded of the defendant—that he
fulfill ^{the} promise of marriage made as
aforesaid which said defendant—then
and there peremptorily refused to do.

That deponent would not have con-
sented to the sexual intercourse with the
defendant—if the promise of marriage had
not been made as aforesaid.

Wherefore deponent prays that the
defendant may be apprehended and
dealt with according to law

Sworn to before me this }
24th day of February 1890. }
Charles N. Larinton
Police Justice

Lena Unger

POOR QUALITY
ORIGINAL

0535

Sec. 192.

3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY
OF NEW YORK, } ss.

An information having been laid before Charles H. Taintor a Police Justice
of the City of New York, charging Albert Falkenheim Defendant with
the offence of Abduction

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

We, Albert Falkenheim Defendant of No. 747
Fifth Street; by occupation a Businessman
and Adolph Zeiger of No. 217 Second
Street, by occupation a Merchant Surety, hereby jointly and severally undertake that
the above named Albert Falkenheim Defendant
shall personally appear before the said Justice at the 3 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 One
Hundred Dollars.

Taken and acknowledged before me, this 24
day of January 1890

Charles H. Taintor POLICE JUSTICE.

Albert Falkenheim
Adolph Zeiger

POOR QUALITY
ORIGINAL

0536

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me, this
day of March
1888
Charles W. Tucker Police Justice.

Adolph Zeiger
the within named Bail and Surety being duly sworn, says, that, he is a resident and Home
holder within the said County and State, and is worth Twenty 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 Stock and contents of
store 218 Second Street and
money in bank the whole
valued at Three Thousand
dollars Clear

Adolph Zeiger

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the _____ day of _____ 1888

Justice.

Court of General Sessions.

The People
vs.
Albert Fekersheim

Report.

This case was referred to me by Mr. Jerome to ascertain whether the People have a cause of action against the defendant herein.

The annexed statement of the complainant taken by me and interpreted to her in the presence of Deputy Assistant Porter shows that the crime committed by the defendant, if he committed any, is the crime of rape and not seduction under promise of marriage. The complainant did not consent to the sexual intercourse with the defendant; she resisted him. The alleged promise of marriage from the defendant to the complainant was

POOR QUALITY
ORIGINAL

0538

not conducive to the sexual inter-
course between the parties.

This being the case, it is clear
that the indictment herein must
be dismissed, and I hereby re-
commmend so.

Dated New York, April 15, 1890.

Edward Groves,
Deputy Assistant.

Lena Unger, 120 Cannon Street,
unmarried. I am the complain-
ant herein. On a Friday evening
in May, 1889, the defendant took
me by both hands, threw me
on the bed and had sexual inter-
course with me for the first time.
Prior thereto I had been a chaste
girl. The defendant forced me
to submit to him. I resisted him
with all my power, bit him
in the face and struggled with
him, until he had connec-
tion with me. I also cried
out as loud as I could; he put
his hand upon my mouth.
After the sexual intercourse he
had with me as aforesaid he
promised to marry me. He
made the same promise also
before the said intercourse,
but not immediately before the
same. I did not consent to have
sexual intercourse with him
because he made the said pro-
mise to me. Lena Unger

POOR QUALITY
ORIGINAL

0540

Court of General Sessions

The People

vs.

Albert Falkenberg

REPORT.

For the District Attorney.

Dated April 15 1889

Edward Greene

Deputy Assessor

TORN PAGE

POOR QUALITY
ORIGINAL

0541

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Anger
Salvatore
Seduction

Examination had

Feb 25

1880

Before

Charles H. Taintor
Police Justice

I, *M. J. Treacy* Stenographer of the *Third* 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 *Lena Anger*

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

Dated

Feb 25

1880

M. J. Treacy

Charles H. Taintor

Police Justice.

POOR QUALITY
ORIGINAL

0542

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 Falkenheim

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

indictment, accuse *Albert Falkenheim*

of the crime of *Seduction,*

committed as follows:

The said *Albert Falkenheim,*

late of the City of New York, in the County of New York aforesaid, on the
— *second* — day of — *May,* — in the year of our Lord one thousand
eight hundred and ~~ninety~~ *eighty-nine* at the City and County aforesaid,
under and by means of a promise of marriage, by
him made to one *Sena Unger*, who was then and
there an unmarried female of previous chaste
character, did feloniously seduce and have sexual

**POOR QUALITY
ORIGINAL**

0543

intercourse with her the said Lena Tinger; against
the form of the Statute in such case made and
provided, and against the peace of the People of
the State of New York, and their dignity.

John R. Fellows,
District Attorney.

0544

BOX:

391

FOLDER:

3644

DESCRIPTION:

Farrell, James

DATE:

04/02/90



3644

0545

BOX:

391

FOLDER:

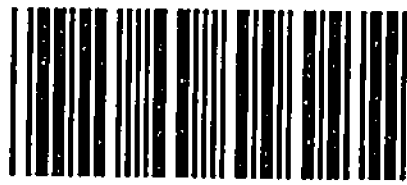
3644

DESCRIPTION:

Magrano, Daniel

DATE:

04/02/90



3644

POOR QUALITY
ORIGINAL

0546

237 S.S. 1246

Witnesses;
Elihu Smith
J. W. Smith
W. W. Smith
J. W. Smith

Counsel,
Filed
Pleads,
1890

THE PEOPLE
vs.
James Farrell
and
Daniel Magraro

Grand Larceny 5th degree.
[Sections 523, 530 —, Penal Code.]

JOHN R. FELLOWS,

District Attorney,
Sent for James Farrell, et al. the
June - W. M. D.
April 9/90

A True Bill

John R. Fellows

April 3/90 Foreman.

No. 1 El. Rep. Ex.

Pat 2. April 9. 1890
No. 2 Trial and Acquitted

POOR QUALITY
ORIGINAL

0547

Police Court—2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 937 & 939 Broadway Street, aged 33 years,
occupation Watchman being duly sworn
deposes and says, that on the 21 day of March 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:

Thirteen rings and one watch
of the value of Six Hundred
Dollars

the property of

Mrs. Lynch but in
deponent's charge and
custody

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

James Farrell and
Daniel Magrann (both now here)
James the fact that deponent
heard a noise in said
premises awoke and
detected said in the act of
taking said property from
the space enclosed by said
premises & the the glass had
been broken and that deponent
has been informed by said
Farrell that said Magrann
assisted him in the breaking
of the window and the stealing
of the before mentioned property
Edward L. Smith

Sworn to before me, this

18

of March 1890
at New York
Police Justice.

POOR QUALITY
ORIGINAL

0548

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

James Farrell being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h right to
make a statement in relation to the charge against 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 h waiver cannot be used
against him on the trial.

Question. What is your name?

Answer. James Farrell

Question. How old are you?

Answer. 16 years

Question. Where were you born?

Answer. MS

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

Answer. 22 MacDougal St

Question. What is your business or profession?

Answer. Expressman

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

James Farrell

Taken before me this

day of

March

188

Police Justice

POOR QUALITY
ORIGINAL

0549

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Daniel Magraro 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. Daniel Magraro

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. Italy

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

Answer. 332 W 4th St

Question. What is your business or profession?

Answer. Barber

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

Answer. I am not guilty
Dan Magraro

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0551

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James Farrell
and Daniel Magrans*

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

James Farrell and Daniel Magrans

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

The said

James Farrell and Daniel Magrans both

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

*thirteen rings of the value of
forty dollars each, and one watch
of the value of one hundred dollars*

of the goods, chattels and personal property of one

Teresa Lynch

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

*John Q. Fillows
District Attorney*

0552

BOX:

391

FOLDER:

3644

DESCRIPTION:

Fasoli, Gustavus

DATE:

04/03/90



3644

0553

BOX:

391

FOLDER:

3644

DESCRIPTION:

Ottos, George

DATE:

04/03/90



3644

POOR QUALITY
ORIGINAL

0554

Counsel, *J. J. [Signature]* 1890
Filed *April*

Pleads *Not Guilty*
THE PEOPLE
vs.
Guastavio Tasoli
and
George Ottor
[Section 498, 506, 528, 531, 532]
Burglary in the Third degree.
Larceny, second degree.
Receiving.

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Samuel R. [Signature]
April 90 Foreman.
Robert [Signature]
Read [Signature]
Each [Signature]
Amos [Signature]

Witnesses;
Amos E. [Signature]

POOR QUALITY
ORIGINAL

0555

Police Court— District.

City and County } ss.:
of New York,

of No. 178 Alexander Avenue Street, aged years,
occupation Keep home being duly sworn

deposes and says, that the premises No. 1190 Lexington Avenue Ward
in the City and County aforesaid the said being a three story and basement
brick home with brown stone front
and which was occupied by deponent as a
dwelling and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly Opening the
door leading from the rear yard
into the hallway in the basement floor

on the 25th day of March 1899 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of lead pipe and
Chandeliers and fixtures together
of the value of one hundred dollars.

the property of Leppmunk

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

Gustav Pasoli and George Ottos
(both now here)

for the reasons following, to wit: that deponent is informed
by Officer James Morgan of the 27
Precinct Police that at about the
hour of 2.30 O'clock P.M. said date
he arrested the said defendants together
and in company with each other in
Lexington Avenue near 83rd St. and at
that time they had the above described
property in their possession and that

POOR QUALITY
ORIGINAL

0556

the said defendants then admitted to him
the Officer that they had entered said
premises in the manner aforesaid and
that they had stolen said property. There is no
deponent further says that she has since
examined said premises and discovered that
the plumbing work in said premises was
cut and destroyed and that a portion of it
was missing and that said premises has been
damaged to the extent of two hundred and
fifty dollars.

Wherefore deponent charges the said
defendants with being together and acting in
concent with each other and unlawfully
entering said premises as aforesaid and
feloniously taking stealing and carrying
away said property.

Subscribed and sworn to before me } at and in E. L. 1888
this 26th day of May 1888

[Signature]

Dated 1888 Police Justice. guilty of the offense within mentioned, I order he to be discharged.

There being no sufficient cause to believe the within named Police Justice. 1888

I have admitted the above named to bail to answer by the undertaking hereunto annexed. Dated 1888

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail. Dated 1888 Police Justice.

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

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
1	2
3	4
Offence—BURGLARY.	
Date	1888
Magistrate.	
Officer.	
Clerk.	
Witness,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

POOR QUALITY
ORIGINAL

0557

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation James Morgan
Police Officer of No. 27th Street

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

Sworn to before me, this 26

day of May 1883

James Morgan
Police Justice.

POOR QUALITY
ORIGINAL

0558

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Gustaves Fasoli 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.

Gustaves Fasoli

Question. How old are you?

Answer.

16 years old

Question. Where were you born?

Answer.

Staten Island

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

Answer.

237. E 93rd St 2 years

Question. What is your business or profession?

Answer.

Work in a printing place.

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,
Gustave Fasoli*

Taken before me this

day of

26

Police Justice.

POOR QUALITY
ORIGINAL

0559

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

George Ottos

Question. How old are you?

Answer.

17 years old

Question. Where were you born?

Answer.

Long Island

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

Answer.

502, 8th St New York

Question. What is your business or profession?

Answer.

Work for an expressman

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,
George Ottos*

Taken before me this
day of *July* 19*16*

Police Justice.

POOR QUALITY
ORIGINAL

0560

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

Police Court--- 444
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Melvin D. Davis

1. Gustavus Hansen

2. George Otto

Offence: Burglary

Dated March 26 1890

Heulthy Magistrate

Morgan & King Officer

Witness: John Morgan

No. 127 St. West 1st St.

No. Street

No. Street

No. 11111 East 10th St.

No. Street

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

guilty thereof, I order that they be held to answer the same and they 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 they give such bail.

Dated March 26 1890 Heulthy 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.

POOR QUALITY
ORIGINAL

0561

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Gustavus Fasoli
and
George Ottor

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

Gustavus Fasoli and George Ottor

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

The said

Gustavus Fasoli and George Ottor, both

late of the

Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty-fifth* day of *March* in the year of
our Lord one thousand eight hundred and *ninety*, with force and arms, at the
Ward, City and County aforesaid, a certain building there situate, to wit: the *building* of one

Amelia E. Louis

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

Amelia E. Louis

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

POOR QUALITY
ORIGINAL

0562

SECOND COUNT—

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

Gustavus Fasoli and George Otto
of the CRIME OF *Grand* LARCENY *in the second degree*, committed as follows:
The said *Gustavus Fasoli and George Otto* —

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

*three hundred pounds of lead
pipe of the value of fifteen cents
each pound, one chandelier of the
value of thirty dollars and one
faucet of the value of five dol-
lars*

of the goods, chattels and personal property of one

Amelia E. Louis
in the *building* of the said *Amelia E. Louis* —

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

POOR QUALITY
ORIGINAL

0563

THIRD COUNT—

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

Gustavus Fasoli and George Ottos
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Gustavus Fasoli and George Ottos, both

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

three hundred pounds of lead pipe of the value of fifteen cents each pound, one chandelier of the value of thirty dollars, and one faucet of the value of five dollars

of the goods, chattels and personal property of one

Amelia E. Louis

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

Amelia E. Louis—

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

Gustavus Fasoli and George Ottos—

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

JOHN R. FELLOWS,
District Attorney.

0564

BOX:

391

FOLDER:

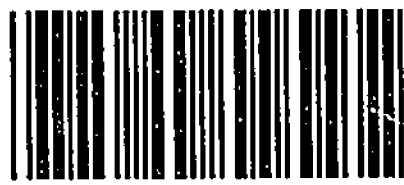
3644

DESCRIPTION:

Finnegan, Andrew

DATE:

04/08/90



3644

0565

BOX:

391

FOLDER:

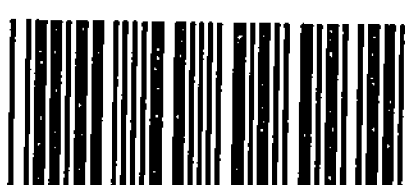
3644

DESCRIPTION:

Murphy, Charles J.

DATE:

04/08/90



3644

POOR QUALITY
ORIGINAL

0566

✓ No 5

Counsel, *J. C. Apple* 1890
Filed
Pleads, *Charles J. Murphy*
Grand Larceny Second Degree
[Sections 528, 53, 552 Penal Code].
PEOPLE
vs. *Andrew Timmerman*
and *Charles J. Murphy*
District Attorney.
JOHN R. FELLOWS,
District Attorney.
Apr 12. Carls Tuesday
A True BILL
April 10/90 P.H.
William J. Berry
Foreman.
April 10, 1890
Both plead Guilty
G. L. 2. dg

Witnesses:
Officer E. Amundson
Officer Woolridge
And for
A. Diaz
EE 118 Broadway Lane
A. A. Carson
A. A. 9 Laight St
Officer & complainant
What Bunch
M. Edick Curie
Dr

POOR QUALITY
ORIGINAL

0567

Counsel,
Filed
Pleads,
1890

Grand Larceny Second degree
[Sections 528, 53, 552 Penal Code]

Andrew Timmigan
and

Charles J. Murphy

JOHN R. FELLOWS,
District Attorney.

Apr 11 1890

Apr 2. Carl Tuesday

A True Bill
April 10/90

William J. Berry

Foreman.

April 10. 1890

Both lead Em City

G. L. 2. dg

Witnesses:

Officer E. Armstrong
Officer Woolridge

And for

A. Diaz

EE 118 Maiden Lane

EE 9 Carver

EE 9 Carver

Officer & complainant

First Bornishen

in each case

EE

POOR QUALITY
ORIGINAL

0568

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 878 1/2 Greene Street, aged 42 years,
occupation Silk Ribbons being duly sworn
deposes and says, that on the 27 day of March 1891 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

Five boxes of ribbons of the
value of One Hundred
and twenty-five dollars

the property of

Apple Newmiller & Trust of
which said deponent is a member

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 Andrew Finnigan & Charles Murphy

both men live / from the fact that
said property was stolen from the
above premises on said date and
carried away and deponent is
now informed by Detective Joseph
W. McDredge of Central Office,
that on March 28th they detected
the defendants at a Pawn Office
about to pawn a quantity of
ribbons which they had in their
possession that deponent has
seen the ribbon found in their
possession and fully identifies it
as that stolen from his premises
on said 27th day of March.
Gerson J. Newmiller

Sworn to before me, this
day of March 1891

Michael J. ...
Police Justice.

POOR QUALITY
ORIGINAL

0569

Sec. 193-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

Andrew Finnegan 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.

Andrew Finnegan

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.

104 Varick St. H. Mass

Question. What is your business or profession?

Answer.

Puss feeder

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

Andrew Finnegan

Taken before me this

day of *March* 188*8*

W. W. Nichols

Police Justice.

POOR QUALITY
ORIGINAL

0570

Sec. 193-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Charles J. Murphy*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *W*

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

Answer. *41 Grand St. Bronx*

Question. What is your business or profession?

Answer. *Machinist*

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* *C. J. Murphy*

Taken before me this

day of *Sept* 1897

Wm. Jackson
Police Justice.

POOR QUALITY
ORIGINAL

0571

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

No. 5. 492
Police Court-- 2-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Richard J. Maxwell
809, 82, Avenue St
James Thompson
Stark Churchley

Offence

Gave Par

Dated March 30 1890

McMahon Justice.

Witnessing Richard J. Maxwell

Witnesses Theodore Luke
444 E. New York Street
No. 80 & 82. Avenue Street.

No. 1000 to Justice

No. 1000 to Justice

No. 1000 to Justice

No. 1000 to Justice

No. 1000 to 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 Ten Hundred Dollars,.....and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated March 30 1890 McMahon Police Justice.

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

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

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

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

**POOR QUALITY
ORIGINAL**

0572

A. DIAZ & CO.,
MANUFACTURERS OF
HAVANA CIGARS,
AND
Importers of Leaf Tobacco and Cigars.
7 BURLING SLIP.

New York, May 9th 1889

To whom it may concern

This is to certify that Andrew
Finigan has been in our employ
for the past six months and that we
have found him to be good and honest
in discharging his duties.

A. Diaz & Co.

POOR QUALITY
ORIGINAL

0573

CERTIFICATE OF BAPTISM.
CHURCH OF THE HOLY CROSS,
WEST 42d STREET.

New York, April 11th 1890
This is to Certify that Andrew Finneyan
Child of Andrew Finneyan and Mary Burns
born Dec. 3rd 1871, was baptized Dec. 17th 1871
by Rev. Mr. J. Brophy the sponsors being
James Finley and Margaret Finley
as appears from the Baptismal Registry of the Church of the Holy Cross
Amie J. Finley Assistant Pastor.

Worch & Pendergast, Printers, 24 West 23d St., N. Y.

CITY AND COUNTY OF THE
STATE OF NEW YORK.

This Certifies, That

Charles J. son of Charles Murphy and Kate
was lawfully Married according to the rites of the Roman Catholic
Church on the 27th day of September 1874
By Rev. Michael Curran in St. Andrew's Church.

Extract from Register of St. Andrew's Church, City of New York.

WITNESSES,

Joseph J. Curran

This 11th of April 1890

James J. Curran Past. Pastor.

POOR QUALITY
ORIGINAL

0574

CITY AND COUNTY {
OF NEW YORK, } ss.

Joseph P. Woodbridge
aged _____ years, occupation *Police Officer* of No. _____
305 Mulberry Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Garson J. Newirth*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this _____
day of _____ 1887

Joseph P. Woodbridge
W. J. Mahon
Police Justice.

POOR QUALITY
ORIGINAL

0575

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
Andrew Finnegan
and
Charles J. Murphy

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

Andrew Finnegan and Charles J. Murphy
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows :

The said *Andrew Finnegan and Charles J. Murphy, both*

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

five boxes of ribbon of the value
of twenty-five dollars each
box

of the goods, chattels and personal property of one

Garson J. Newwetter

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

POOR QUALITY
ORIGINAL

0576

SECOND COUNT—

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

Andrew Tinnegan and Charles J. Murphy
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

Andrew Tinnegan and Charles J. Murphy, 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,

*five boxes of ribbon of the value
of twenty-five dollars each box.*

of the goods, chattels and personal property of one

Garson J. Newwitter

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

Garson J. Newwitter

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

Andrew Tinnegan and Charles J. Murphy

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

JOHN R. FELLOWS,
District Attorney.

0577

BOX:

391

FOLDER:

3644

DESCRIPTION:

Finnegan, Daniel

DATE:

04/22/90



3644

POOR QUALITY
ORIGINAL

0578

Court of General Sessions

The People

vs.

Henry Finnigan

Indictment.

Pragmacy 2^d deg.
§§ 497 & 507 P.C.

for having, on the 24th of March, 1890, ^{high day, fair & market} and entered into 39 Sutton Place, with intent to commit a crime therein.

Witnesses:

Officer Pherock
Edward Graef
John Reilly
James Lagan

POOR QUALITY
ORIGINAL

0579

George H. Pheasant, patrolman,
I recognize the defendant Finnigan
as one of the parties that were
in 39 Putnam Place on the 24th
of March, 1890; he wore a brown
peppered suit, a short sack
coat at the time.

Edward Graef, 23 Putnam Place,
saw Finnigan before he went
into the said house, and he
also saw him in the said house.
He is positive in the identification
of Finnigan.

Agnes Lagan, 219 East 46 Street,
wife of John Lagan, one of the
defendants herein. On the 24th
of March, 1890, one Finnigan, a
brother of the defendant Henry
Finnigan came to my house,
informed me that my husband
had been arrested, and that he,
Finnigan, had ^{been} with them. He
did not say that ~~he~~ or they
had been arrested for a burglary,
nor that he, Finnigan, had ^{actually} par-
ticipated in the crime. On the

POOR QUALITY
ORIGINAL

0580

26th of March 1890, I went to the
complainant herein, and ^{asked} told
him and his mother ~~to~~ not
to be hard upon my husband
and also informed them that
one Finnigan, whom I believed
to live in 36th Street, between
First and Second Avenues, ^{had been the first man} I
gave Mr. Peilly a general de-
scription of Finnigan. My hus-
band's sister informed him
of what I had said to the com-
plainant, and when I thereafter
saw him, he forbade me to
speak about the case. The de-
fendant is not the man who
gave me the above information,
it was a brother of his. I
have known the two Finnigans
for over a year by sight. ~~At~~
At the Police Court my hus-
band stated that Finnigan
gave him the summons
and forced open the door

Agnes Cogan

POOR QUALITY
ORIGINAL

0581

Jerry Finnigan, 335 East 35th
Street, Peddler, On the 24th of March,
1890, I did not work. At about
half past eight o'clock in the
morning I went out with
James Reilly, of 343 East 39th
Street. We took a walk down town,
and remained there until
half past eight or nine o'clock
in the evening. We walked
down Second Avenue, to 23rd
Street, went over to Third Avenue,
down to the Bowery, to Chambers
Street, to look at the prisoners that
were brought up from the Tombs
to the Court House. We did not
go into any saloon during
the whole of said time. Until
about four o'clock we walked
through the Bowery, after having
remained in and about Cham-
bers Street, until about one
o'clock. At about four o'clock
in the afternoon we went into
No. 25 ~~Brooklyn~~ ^{Bleecker} St., where we
stayed with two girls, named
Kate Cassidy and Christine
Phrisdt until about ^{half past} eight o'clock.

POOR QUALITY
ORIGINAL

0582

nine o'clock in the evening. We occupied the front room on the top floor together. Neither myself nor Reilly had sexual intercourse with either of these girls. We merely sat in the room and talked together. We had two or three pints of beer and a couple of bottles of soda water. During the whole of the said time, to wit: from 8.30 A.M. until 9 P.M., we did not buy anything whatever, except the said beer and soda water, nor did any one give us anything during that whole time. I met David Reilly at his home in the morning. I have met the said girls before ~~in their said rooms~~. I believe that Christine Phinnist lives at No. 205 East 33 Street, and that Kate Cassidy lives at said room in 25 Bleeker Street. I saw both girls again in said room on March the 26th, 1890. When we left the

POOR QUALITY
ORIGINAL

0583

said house in Bleeker Street
at about half past eight or
nine o'clock in the evening.
On the corner of Bleeker Street
and the Bowery we took
a Third Avenue car and rode
up to 38th Street; then we went
through Third Street to Second
Avenue, where we stopped
in a pool room kept by
Andrew Reagan at 714 Second
Avenue. We stayed there until
half past ten or eleven o'clock
when I went directly home
335 East 36 Street. In Reagan's
saloon I had one or two glasses
of beer, which was paid for
by Reilly. When I left the house
in the morning I think I
had no money about me,
not even ten cents. I borrow-
ed a dollar from Reilly, but
I do not recollect, whether
it was on the 24th of March
1890, or on any subsequent
day. I did not spend any
money ~~during~~ on the 24th
of March, 1890. I cannot recollect

POOR QUALITY
ORIGINAL

0584

that I spent five cents on
said day. In the 24th of March,
1890. I did not eat anything
except my breakfast at home
in the morning. I do not
remember anything of what
I did or what happened to me
on the 25th 26th 27th or 28th
of March, 1890, except that I
took my meals at home. I
am sure that I take two meals
a day at least, ~~but~~ ^{and}
that I usually take three meals
a day. I do not remember
having been in said Reilly's
company on any of said days.
I have known the defendant
Ragan for the last two or three
years. I have known the de-
fendant ^{about} ~~for~~ ^{half a year} ~~for~~ ^{by} sight. I have never
been in their company, at
a column or any other place.

POOR QUALITY
ORIGINAL

0585

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

Harry Cunningham

BRIEF OF FACTS.

For the District Attorney.

Dated *April 17* 1890
Edward Groves
Deputy Assistant.

POOR QUALITY
ORIGINAL

0586

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Daniel Finnegan

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

Daniel Finnegan

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

The said Daniel Finnegan

late of the nineteenth Ward of the City of New York, in the County of New York
aforesaid, on the twenty-fourth day of March, in the year
of our Lord one thousand eight hundred and ninety, with force and arms, about the
hour of twelve o'clock in the day time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one

Patrick Reilly

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit:

Margaret Reilly

within the said dwelling house, with intent to commit some crime therein, to wit: the goods,
chattels and personal property of the said

Patrick Reilly

in the said dwelling house then and there being, then and there feloniously and burglariously to
steal, take and carry away;

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

John R. Bellows

District Attorney

POOR QUALITY
ORIGINAL

0587

IN HIS BROTHER'S STEAD

DANIEL WILL NOT LET HENRY SUFFER FOR HIS CRIME

One of the Finnegan Brothers was convicted of Burglary, but the Other One Says that He is the Criminal — A Case of Mistaken Identity in the Courts

Henry Finnegan was tried last week in the Court of General Sessions on a charge of burglary. He set up an alibi as a defense, but it did not avail against the testimony of the complainant and the police who made the arrest. When the jury brought in the verdict of guilty he said to Judge West:

"I want to tell Your Honor now that I am innocent and am suffering for some one else."

Judge Martine asked the young man, counsel if he knew what truth there was in the statement, and Lawyer Westervelt replied that he was in possession of some facts which he would like to place before the Court on Monday. The lawyer came into court yesterday morning accompanied by a youth who looked very like the convicted prisoner. His name was Daniel Finnegan and he was a brother of the prisoner. Lawyer Westervelt told the Court that the young man had committed the burglary, and neither he nor his mother, who knew the facts, would allow the innocent brother to go to State prison.

"On these representations," said Judge Martine, "this young man may be committed, and I ask Assistant District Attorney Jerome to make some further investigation into this case." In the afternoon a complaint was laid before the Grand Jury against Daniel, and an indictment was found on which he will be arraigned to-day. It is likely if he is convicted his brother will be released.

The burglary occurred on the afternoon of March 24 at No. 39 Sullivan street. Three young men took part in it. John Egan, James Finnegan and Finnegan. Henry Graef, who lived opposite, saw them enter the building and called Policeman Solomack. One of the burglars escaped and Henry Finnegan was arrested as this man a week later and held. On the stand Graef swore positively to his identification, but the policeman was not absolutely sure. The boy upon the stand denied the burglary and tried to prove an alibi, but it was not well put together and he was convicted on Graef's testimony.

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

17
Daniel Finnegan

2388236

Daniel Finnegan

Burglary in the second degree.
[Section 497, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. L. Berry
Foreman.

Page 17 April 22/90

Pleads Guilty.
Attempt at Burglary 2/2/90.
Olivia Ref. P.M.
May 24/90

Witnesses:

And Don't Atty
Jenna

Witnesses;

Just Out City
John

No 211 490

Counsel, *221*
Filed *221* (day of *April*) 1870
Pleads,

THE PEOPLE

vs.

John R. Fellows
District Attorney

JOHN R. FELLOWS,
District Attorney.

A True Bill

W. J. La Bery
Foreman

Clara B. Perry

POOR QUALITY
ORIGINAL

0588

6

IN HIS BROTHER'S STEAD.

DANIEL WILL NOT LET HENRY SUFFER FOR HIS CRIME

One of the Finnegan Brothers Was Convicted of Burglary, but the Other One Says that He Is the Criminal—A Case of Mistaken Identity in the Courts.

Henry Finnegan was tried last week in the Court of General Sessions on a charge of burglary. He set up an alibi as a defense, but it did not avail against the testimony of the complainant and the policeman who made the arrest. When the jury brought in the verdict of guilty he said to Judge Martine:

"I want to tell Your Honor now that I am innocent and am suffering for some one else."

Judge Martine asked the young man's counsel if he knew what truth there was in the statement, and Lawyer Westervelt replied that he was in possession of some facts which he would like to place before the Court on Monday. The lawyer came into court yesterday morning accompanied by a youth who looked very like the convicted prisoner. His name was Daniel Finnegan and he was a brother of the prisoner. Lawyer Westervelt told the Court that the young man had committed the burglary, and neither he nor his mother, who knew the facts, would allow the innocent brother to go to State prison.

"On these representations," said Judge Martine, "this young man may be committed, and I ask Assistant District Attorney Jerome to make some further investigation into this case." In the afternoon a complaint was laid before the Grand Jury against Daniel, and an indictment was found on which he will be arraigned to-day. It is likely if he is convicted his brother will be released.

The burglary occurred on the afternoon of March 24 at No. 39 Sullivan street. Three young men took part in it. John Finnegan, James Finnegan and Henry Graef. Henry Graef, who lived opposite, saw them enter the building and called Policeman Schenck. One of the burglars escaped and Henry Finnegan was arrested as this man a week later and held. On the stand Graef swore positively to his identification, but the policeman was not absolutely sure. The boy when on the stand denied the burglary and tried to prove an alibi, but it was not well put together and he was convicted on Graef's testimony.

0589

CORRECTION

0590

BOX:

391

FOLDER:

3644

DESCRIPTION:

Finnigan, Henry

DATE:

04/17/90



3644

POOR QUALITY
ORIGINAL

0591

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

Harry Cunningham

BRIEF OF FACTS.

For the District Attorney.

Dated *April 17* 189*0*
Edward Groves
Deputy Assistant.

POOR QUALITY
ORIGINAL

0592

Court of General Sessions

The People

vs.

Henry Funnigan

Indictment.

Burglary 2^d deg.

\$3 497 \$507 P.C.

for having, on the 24th of March 1890, ^{in the day time} broken
and entered into 39 Sutton Place, with
intent to commit a crime therein

Witnesses:

Officer Pherryck

Samuel Graef

John Keilly

James Lagan

POOR QUALITY
ORIGINAL

0593

George H. Pheasant, patrolman,
I recognize the defendant Finnigan
as one of the parties that were
in 39 Pitton Place on the 24th
of March, 1890; he wore a brown
peppered suit, a short sack
coat at the time.

Edward Graef, 28 Pitton Place,
saw Finnigan before he went
into the said house, and he
also saw him in the said house.
He is positive in the identification
of Finnigan.

Agnes Lagan, 219 East 46 Street,
wife of John Lagan, one of the
defendants herein. On the 24th
of March, 1890, one Finnigan, a
brother of the defendant Henry
Finnigan came to my house,
informed me that my husband
had been arrested, and that he,
Finnigan, had ^{been} with them. He
did not say that ~~he~~ or they
had been arrested for a burglary,
nor that he, Finnigan, had ^{acted as a} par-
ticipated in the crime. On the

POOR QUALITY
ORIGINAL

0594

26th of March 1890, I went to the
complainant's house, and ^{asked} told
him and his mother ~~to~~ not
to be hard upon my husband
and also informed them that
one Finnigan, whom I believed
to live in 36th Street, between
First and Second Avenues, ^{had been the big man}
gave Mr. Kelly a general de-
scription of Finnigan. My hus-
band's sister informed him
of what I had said to the com-
plainant, and when I thereafter
saw him, he forbade me to
speak about the case. The de-
fendant is not the man who
gave me the above information,
it was a brother of his. I
have known the two Finnigans
for over a year by sight. ~~My~~
At the Police Court my hus-
band stated that Finnigan
gave him the money
and forced open the door

Agnes Egan

POOR QUALITY
ORIGINAL

0595

Henry Finnigan, 335 East 35th
Street, Peddler. On the 24th of March,
1890, I did not work. At about
half past eight o'clock in the
morning I went out with
James Reilly, of 343 East 39th
Street. We took a walk down town,
and remained there until
half past eight or nine o'clock
in the evening. We walked
down Second Avenue, to 23rd
Street, went over to Third Avenue,
down to the Bowery, to Chambers
Street, to look at the prisoners that
were brought up from the Tombs
to the Court House. We did not
go into any saloon during
the whole of said time. Until
about four o'clock we walked
through the Bowery, after having
remained in and about Cham-
bers Street, until about one
o'clock. At about four o'clock
in the afternoon we went into
No. 25 ~~Chambers St.~~ ^{Bleecker St.}, where we
stayed with two girls, named
Kate Cassidy and Christine
Phurdt until about ^{half past} eight or

POOR QUALITY
ORIGINAL

0596

nine o'clock in the evening. We occupied the front room on the top floor together. Neither myself nor Reilly had sexual intercourse with either of these girls. We merely sat in the room and talked together. We had two or three pints of beer and a couple of bottles of soda water. During the whole of the said time, to wit: from 8.30 A.M. until 9 P.M., we did not buy anything whatever, except the said beer and soda water, nor did any one give us anything during that whole time. I met David Reilly at his home in the morning. I have met the said girls before ~~in their said rooms~~. I believe that Christine Phurist lives at No. 205 East 33 Street, and that Kate Cassidy lives at said room in 25 Bleeker Street. I saw both girls again in said room on March the 26th, 1890. When we left the

POOR QUALITY
ORIGINAL

0597

said house in Bleeker Street
at about half past eight or
nine o'clock in the evening.
On the corner of Bleeker Street
and the Bowery we took
a Third Avenue car and rode
up to 38th Street; then we went
through Third Street to Second
Avenue, where we stopped
in a pool room kept by
Andrew Reagan at 714 Second
Avenue. We stayed there until
half past ten or eleven o'clock
when I went directly home,
335 East 36th Street. In Reagan's
saloon I had one or two glasses
of beer, which was paid for
by Reilly. When I left the house
in the morning I think I
had no money about me,
not even ten cents. I borrow-
ed a dollar from Reilly, but
I do not recollect, whether
it was on the 24th of March
1890, or on any subsequent
day. I did not spend any
money ~~during~~ on the 24th
of March, 1890. I cannot recollect

POOR QUALITY
ORIGINAL

0598

that I opened fire ^{on} said day. In the 24th of March, 1890. I did not eat anything except my breakfast at home in the morning. I do not remember anything of what I did or what happened ^{on} the 25th 26th 27th or 28th of March, 1890, except that I took my meals at home. I am sure that I take two meals a day at least, ~~but~~ ^{and} that I usually take three meals a day. I do not remember having been in said Reilly's company on any of said days. I have known the defendant ^{for} the last two or three years. I have known the defendant ^{about} ~~for~~ ^{half a year} ~~by~~ sight. I have never been in their company, at a column or any other place.

0599

BOX:

391

FOLDER:

3644

DESCRIPTION:

Finnegan, James

DATE:

04/30/90



3644

Witnesses:

Off Geo. Chundin

No 307

628

Counsel, *A & H.*

Filed *30* day of *April* 189*0*

Pleads, *Not Guilty (May 1)*

THE PEOPLE

vs.

B

James Finnegan

Charged for

FOR THE PEOPLE OF THE DISTRICT OF COLUMBIA
I hereby certify that the within and foregoing
plea was taken by request
of the District Attorney.

Prothonotary
(Sec. 384 Court Code)

JOHN R. FELLOWS, *C*

District Attorney.

A TRUE BILL.

W. J. Corberry

Foreman.

0600

0601

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Finnegan

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

indictment, accuse

James Finnegan

of the crime of *visiting and resorting to a place*
where opium was smoked, for the
purpose of smoking opium,
committed as follows

The said

James Finnegan

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

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

did unlawfully visit and resort to a certain
room in a certain building there situate,
kept and maintained as a place where
opium, and its preparations were smoked

0602

by other persons than the proprietor
thereof, for the purpose of them and there
smoking opium and its preparations
therein; against the form of the Statute
in such case made and provided, and
against the peace of the People of the
State of New York, and their dignity.
John R. Fellows,
District Attorney.

0603

BOX:

391

FOLDER:

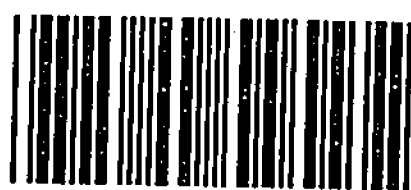
3644

DESCRIPTION:

Follwell, George H.

DATE:

04/10/90



3644

0604

BOX:

391

FOLDER:

3644

DESCRIPTION:

Follwell, Edgar S.

DATE:

04/10/90



3644

0605

BOX:

391

FOLDER:

3644

DESCRIPTION:

Cropsey, Albert

DATE:

04/10/90



3644

POOR QUALITY
ORIGINAL

0606

Witnesses;

P. B. Gallagher
Officer Armstrong

Counsel

Filed

Pleas,

day of April 1890

THE PEOPLE

vs.

George M. Dillwell
Edward S. Dillwell
and
Albert Cropley

Grand Larceny, Second Degree
[Sections 528, 529, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill

April 23rd 1890
No. 1 & 11 in Ref 22
No. 2 SP 2 1/2 yrs

W. L. Berry

Foreman.

No. 3. Pleas R. S. Louie

SP 4 yrs.

POOR QUALITY
ORIGINAL

0607

Police Court—1—District.

Affidavit—Agency.

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

Emil Greff.

of No. 20 22 24 26 Green Street, aged 53 years,
occupation Shipporter & Commission Merchant being duly sworn
deposes and says, that on the 20 day of March 1898 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:

Two pieces of Silk about 120 yards of the
Value of Sixty Six dollars \$66 ⁰⁰/₁₀₀

the property of Deponent and Bernard Greff and
Philip E. Gallagher deponents partners

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 George Herold Fallwell, Edgar

S. Fallwell, and Albert Cropley (all workmen)
from the fact that said George was in the
Employ of deponent and by virtue of his
Employment had access to said property.
Deponent is informed by Edward Armstrong
of the Central office Police that he saw said
three defendants prior to the carrying in
Company of each other. That he arrested
said defendant Edgar with the aforesaid
property in his possession.

Said George H. Fallwell acknowledges and confesses
to deponent in the presence of witnesses that
he did steal said property and that he
gave the same to said defendant Cropley.

Sworn to before me, this 188 day of

Police Justice.

POOR QUALITY
ORIGINAL

0608

When then gave it to said defendant Edgar,
said Edgar acknowledged to deponent that he
received said property from said defendant
Crabtree. Deponent therefore charges that
said three defendants did act in concert
with each other in taking stealing and carrying
away said property as aforesaid.

For

Presented before me this
21 day of Decr 1889

John J. W. Rogers
County Clerk

Edgar

POOR QUALITY
ORIGINAL

0609

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 27 years occupation Police officer of No. Cent

officer Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Paul Greff

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

Sworn to before me, this 31

day of March 1882

Edward J. Armstrong

John J. Emma
Police Justice.

POOR QUALITY
ORIGINAL

06 10

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Alfred Cropper 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. *Alfred Cropper*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *202 1/2 West 44th St New York*

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 of larceny
I am guilty of being in concert with
the others*

Alfred Cropper

Taken before me this

day of

March

1890

John J. Connelley
Police Justice.

POOR QUALITY
ORIGINAL

06 11

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Edgar S. Fallwell 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. Edgar S. Fallwell

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. England

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

Answer. 141 Washington Place 2 weeks

Question. What is your business or profession?

Answer. Musician

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

Edgar S. Fallwell

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

06 12

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *George H. Fallwell*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *England*

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

Answer. *24 University place 3 months*

Question. What is your business or profession?

Answer. *Book Clerk*

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

Answer. *I am guilty*

Geo Harold Holwell.

Taken before me this *21*

day of *March* 18*92*

John J. M. M. M.
Police Justice.

0613

Disfranchisement

Willie Wright

See 1st Lecture
Second Lecture
without Copying

Offence

Reference *Larry*
Floury

Dated March 31 1920

Magistrate.

Thursday 5 March 1881
OFFICER.

.....Precinct.

Witnessed *Leticia*

No. *1211* Street *W. 11th St.*

1

No.

100

No. Street.

✓ 100 ✓ to answer ✓

32

Mr. R.

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 Defendants

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

Dated March 24 1890 John Herman 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.*

**POOR QUALITY
ORIGINAL**

0614

Dear John Quincy Adams
 I have a great pleasure in the fact
 well known to me for many years
 that you have been in the same
 for the last 2 years with a
 full and complete knowledge of
 what is in the human mind and
 how to - know and control it in
 practice. As many of the people
 have now as the world has ever
 had in your field of knowledge in
 this world cannot be taught by
 the best of us the best of them
 and of course we are all of us
 and as children of the world we
 are all of us with the
 operation of the world and its re-

POOR QUALITY
ORIGINAL

06 15

testimony for it, even though he
may be sent to his home and to
the place where he can find the matter
and make a full report of his own views.

James T. Tilden

Subscribed & sworn to
before me this 22nd day
of April A.D. 1890

Wm. R. M. Mahon
Notary Public
New York Co.

POOR QUALITY
ORIGINAL

06 16

New York City,
City and County of New York ss. April 21st 1890.
Willia B. Harby, being by me duly
sworn says:—

I have had an intimate acquaintance with
George Harold Tollmire, since his first coming to
Prussia, a period of about two years, during that
time, I have had unlimited confidence in him; have
given him the possession of my home, where he has spent
many evenings with my children and myself, and
I have never seen, or known anything concerning him,
that has not been upright and honorable, until his arrest
for the crime which has brought him before the Court. I now
have perfect confidence in his sentence, and earnestly
plead that in consideration of his motherless youth, and
of the fact of this being his first offense, he may be sent to his
own Country, to his Natural Guardian & Protector.

Subscribed & sworn to
before me this 21st day of April 1890.

J. J. Roman, Esq.
Notary Public,
New York Co.,

Willia B. Harby

POOR QUALITY
ORIGINAL

06 17

New York City
April 21st 1890.
City & County of New York ss: Mary Jackson being by
me duly sworn says

I have known George Harold Folger
intimately for over a year and
during that time he has my
entire confidence. Last winter
he spent the majority of his
evenings in my home with
myself and family and
until this crime (for which he
is now before the Court) have always
known him as an honorable
youth. I have every reason to
believe he is truly penitent and
earnestly begs that he may be sent
back to his father's home in England.

Mary Jackson.

Subscribed and sworn to before
me this 21st day of April 1890
J. J. Ryan, Clerk
notary public New York County.

POOR QUALITY
ORIGINAL

06 18

Geo. Harold Folwell who is just leaving this establishment for America has worked with us for upwards of two years.

He has proved himself to be a boy who has far more than ordinary quickness of grasp & is also endowed with considerable energy of character: in fact his abilities are such as I think would make him valued in any employment he may find.

While with us he has been

POOR QUALITY
ORIGINAL

06 19

perfectly punctual and
regular and has always
exhibited a proper and
headable deportment.

Thomas Coombes
Band Master.

Merchants Venturers' School
Bristol 29 May 1888.

POOR QUALITY
ORIGINAL

0620

Court of General Sessions

The People

vs

George H. Follwell

City & County of New York U.S.

I, Stephen Seymour Follwell being duly sworn say that being the eldest brother & guardian in America of George H. Follwell, I have known & lived with him all my life. I have always found the last straightforward & honest in his dealings with me & others & I believe him to have been led away to commit the crime with which he is now charged. I would urge, as a strong plea, the fact that should his sentence be held in suspension I will undertake to ship him on the first vessel that leaves for England where he will be under the guidance & rule of his father & away from those influences & companions that have been his ruin in this country.

Sworn and subscribed
to before me this 22nd
day of April. A.D. 1890.

S. Seymour Follwell

Joseph H. Shier
Notary Public
N.Y. Co.

State of New York ss:
City and County of New York
Augustine R. M. Mahon
being duly sworn says:

I am an attorney and counsellor at law
having my office at number 35 Liberty
street and residing in The Bristol East
Eleventh street, New York City.

I have known for about two years or so
a youth named George H. Folwell who
is now I am informed awaiting sentence
on conviction for larceny from his employ-
ers.

From my knowledge of him and his char-
acter and disposition I believe that he is a
clever, intelligent and well intentioned
boy, extremely frank and engaging in his
personal manners and ways, anxious to
please and obtain the commendation of
those around him. I have reason to
know that an elder brother with whom he
lived in The Bristol had an influence and
authority over him exceeding that generally
possessed by elder brothers over their juniors,
and to those two facts, i. e. his disposition
to please those with whom he associated and
the influence of such brother, I attribute the
commission by him of the offense of which
he has been convicted.

While living in the Bristol his intelligence,

POOR QUALITY
ORIGINAL

0622

and regular life and habits, coupled with his motherless state, made him popular with those who encountered him; and I am strongly of the opinion that if he had continued to live therein, receiving the kind treatment extended to him especially by the matrons residing in the house with whose children he associated, he would never have fallen from honesty; but he left or was taken from the hotel to live in a furnished room, as I am informed, and was so deprived in great part if not wholly of the restraining influences of a home life and thrown almost entirely with such companions as his brother had or found for him.

It is my firm ^{belief} ~~conviction~~ that the cause of justice will be promoted by suspending sentence upon him under such conviction and allowing him to return to his home in England; that imprisonment of any kind is not necessary as a punishment of the offense he committed under the undue and evil influence of others, and that if he is permitted to go free he will not again fall into evil ways.

Wm. H. McMahon

Sworn before me this
22^d day of April 1890

Hubbard Henderson

Notary Public for the
County of Los Angeles

State of New York }
City and County of New York } ss:
Adelaide Beecher

being duly sworn says:

I reside in The Bristol 13-19 East Eleventh street, New York.

During the two years of my acquaintance with George H. Folwell I have known him as an honest, intelligent and bright boy - a favorite with all the families whom he visited in the hotel where we boarded together.

I am satisfied that it was only when away from the refining influences of these friends that he was led by flattery and the evil persuasions of his brother and the criminal associates of that brother to wrong his employers.

I feel that away from such associations and under his father's care in another country he will become an honest boy and a useful, upright citizen.

I earnestly hope the Court or Judge passing on his case will show mercy to him and suffer him to leave the United States and return to England and his father's authority and guidance.

The foregoing has been written at my dictation - Adelaide Beecher -

Subscribed & sworn to before me }
this 22^d day of April 1890 }

Aug. R. M. Mahan, Notary Public
244 Co.

POOR QUALITY
ORIGINAL

0624

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

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

Sworn to before me this
day of

18 }

Wm. H. H. H. H. H.

The People

Plaintiff,

against

Samuel H. F. F. F.

Defendant.

Applicant

PURDY & McLAUGHLIN,

Attorneys for

No. 280 BROADWAY, New York City.

Due and timely service of cop of the within
hereby admitted

this day of 18

Attorney.

To

POOR QUALITY
ORIGINAL

0625

New York.

April 21st

Wm. Luther B. Cowing

Dear Sir

Last week, I wrote a
letter to Judge Fitzgibbon
regarding George H. Edinall,
who is to appear before you for
sentence, on Wednesday. Since
then, each interview I have had
with the boy, has more firmly
convinced me, that not only my
interest but my duty demands
that I must use my strongest
influence in his behalf. I write
today with the hope that I
may see before you, one plea
for him, that it will carry with
it the weight of both reason
and justice. I shall send you

POOR QUALITY
ORIGINAL

0626

Today my formal statement as to
his previous character, and with
it a letter of introduction, which
though not addressed to you, in
bear testimony in my own behalf.
I can also refer you to Dr. Geo.
Alexander - of whose church I
am a member, and to Mr.
Stephen B. French who is a
personal friend of Long Stanton.
I am not dictated by sentiment
in writing you, nor am I losing
sight of this boy's sin, which
has appalled and sorrowed
me, but I am interested in the
probabilities of his future. I am
an earnest, conscientious man,
and I would not dare to plead
for him, if I did not feel assured
of his penitence, which he has
repeatedly expressed to me -
during my visits to him in the
"Tombs." And in his letters to me

POOR QUALITY
ORIGINAL

0627

during his imprisonment. I do not ask to have him go unpunished, or granted his freedom in America, but I do beg to have him spared a term of further Prison-life, and ^{to be} given the punishment, which to him will be service, of sending him back to England, away from the influence which has led him into his present position. I make a grave statement, but a sadly truthful one, when I say that ~~unless there is a great change~~ it would be well if Harold never had been allowed the companionship of the older Brother, who is under arrest for the same crime, and who introduced to Harold, (the youngest one,) his contaminating associates. — I made a special appeal, to Commissioner Porter, after my first visits to "the Lombs," and he kindly separated the Brothers who had been confined in the one cell.

With the bitter, indelible lesson of the past few months as a warning, I am confident that if the Mercy I ask for is shown to Harold, it will re-constitute him in his self-respect and start him in the right course, towards a good future in which he can expiate the Past. Were such a thing possible, I would be willing to stand his Sponsor. — Trusting in your kind consideration, and making my great anxiety for the boy (who has had no woman's care, during the years he has most needed it) my apology for writing — I am

Very Respectfully

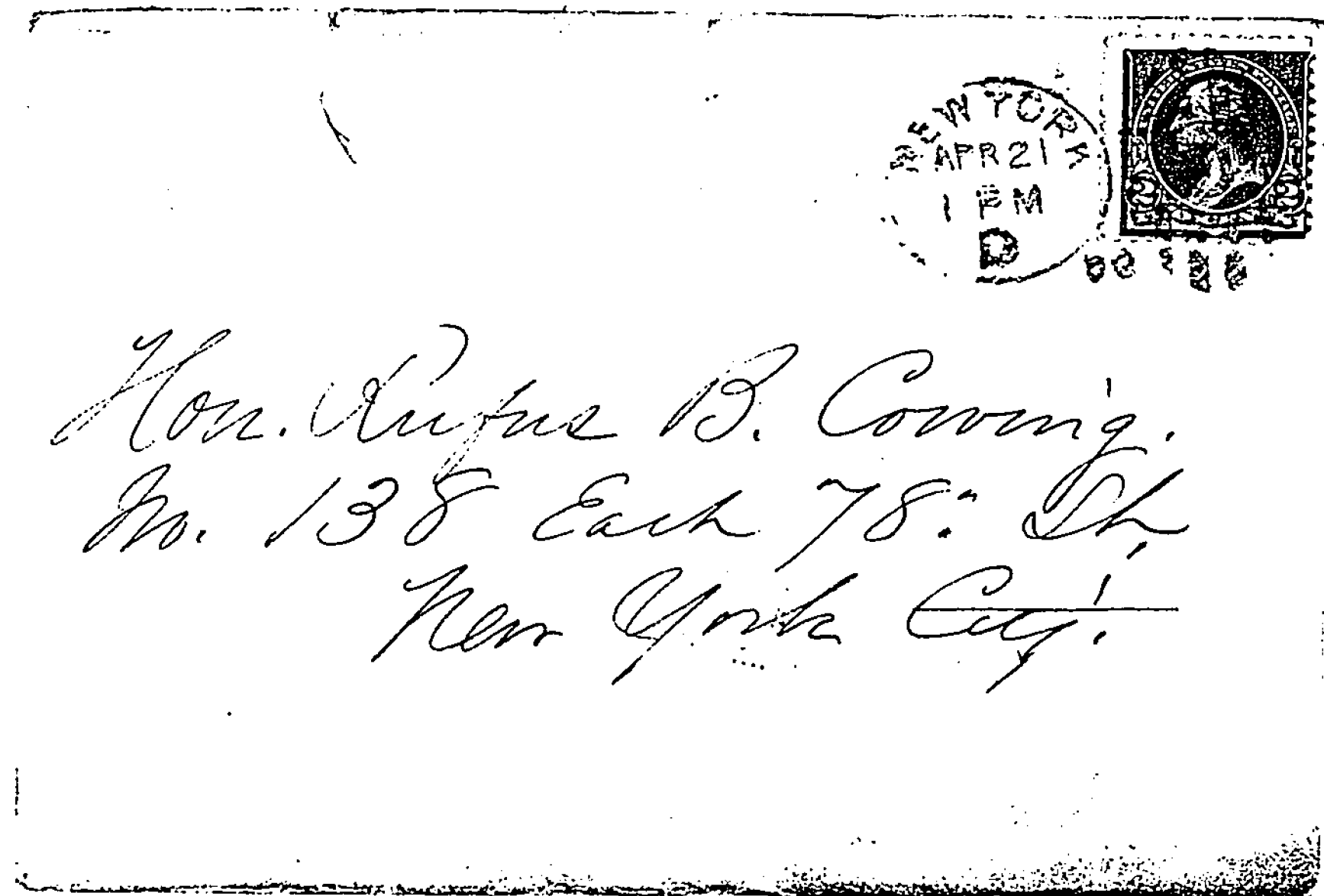
(Mrs.)

M. B. Harter.

No. 15 East 11th St.

POOR QUALITY
ORIGINAL

0628



POOR QUALITY
ORIGINAL

0629

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
George N. Follwell,
Edgar S. Follwell and
Albert Bropsey.

The Grand Jury of the City and County of New York, by this indictment, accuse *George N. Follwell, Edgar S. Follwell and Albert Bropsey* — of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *George N. Follwell, Edgar S. Follwell and Albert Bropsey,* all

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

two pieces of silk of the value of thirty dollars each piece, and one hundred and twenty yards of silk of the value of fifty cents each yard

of the goods, chattels and personal property of one

Emil Greeff

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

**POOR QUALITY
ORIGINAL**

0630

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *George N. Follwell, Edgar S. Follwell and Albert Cropsy* -
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Edgar S. Follwell and Albert Cropsy*, 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,

two pieces of silk of the value of thirty dollars each piece, and one hundred and twenty yards of silk of the value of fifty cents each yard

of the goods, chattels and personal property of one *Emil Graeff*

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

unlawfully and unjustly, did feloniously receive and have; the said *Edgar S. Follwell and Albert Cropsy*

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

JOHN R. FELLOWS,
District Attorney.

0631

BOX:

391

FOLDER:

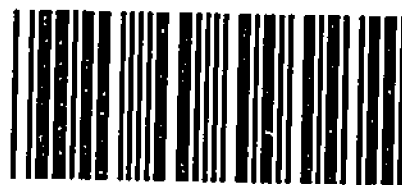
3644

DESCRIPTION:

Forster, Paul

DATE:

04/15/90



3644

POOR QUALITY
ORIGINAL

0632

Witnesses:

William Jordan

Ab 111

Counsel,

Filed,

Pleads,

day

1889

THE PEOPLE,

vs.

B
Paul Forster

2/26/90

Washed to the Court of the ...

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday.)
[Rev. Stat. (7th Edition), Page 1080, Sec. 2.]

JOHN R. FELLOWS.

District Attorney.

A True Bill.

W. J. Berry
Foreman.

POOR QUALITY
ORIGINAL

0633

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Paul Forster

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

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

The said

Paul Forster

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

JOHN R. FELLOWS,

District Attorney.

0634

BOX:

391

FOLDER:

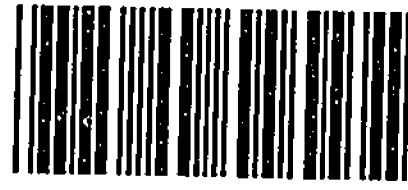
3644

DESCRIPTION:

Foy, Thomas

DATE:

04/15/90



3644

POOR QUALITY
ORIGINAL

0635

Witnesses:

Lawrence D. Neil

Counsel,

Filed

day of

1880

Pleads,

THE PEOPLE

vs.

Thomas Say

Grand Larceny, 5th Degree.
(From the Person.)
[Sections 628, 580 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. L. Berry
Foreman.
April 17/90

Credited to Agitation

POOR QUALITY
ORIGINAL

0636

Police Court—

1st District.

Affidavit—Larceny.

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

Lawrence O'Neill

of No. 125 Furman Street Brooklyn, N.Y. Street, aged 27 years,
occupation Waiter being duly sworn

deposes and says, that on the 28th day of January 1890 at the City of New

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

three five dollar bills, amounting
in total to fifteen dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas Foy, now here, from

the fact that while the deponent and
the defendant, were together in the
saloon of John Bryan at 69 South
Street, the defendant snatched the
said amount of fifteen dollars,
the property of deponent, from the
hand of deponent, whilst the
deponent was examining the said
fifteen dollars he had received
in part change for drinks for
the payment of which the deponent
had given the said John Bryan
a twenty dollar bill.

Deponent also deposes and

Sworn to before me this 1st day of 1890
Police Justice.

**POOR QUALITY
ORIGINAL**

0637

Says, that he has been informed by the said John Bryan of 69 South Street, that defendant admitted to the said John Bryan that he, defendant, did take, steal and carry away the said property of deponent, viz: Fifteen dollars from deponent's possession and person.

Lawrence O'Neill.

Sworn to before me
This 7th day of April 1890

W. J. Woodward

Police Justice

POOR QUALITY
ORIGINAL

0630

Sec. 198-200.

1st District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *Thomas Foy*

Question. How old are you?

Answer. *37*

Question. Where were you born?

Answer. *Ireland.*

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

Answer. *319 Spring St — 7 years*

Question. What is your business or profession?

Answer. *waiter*

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 Foy

Taken before me this *7*th
day of *April* 189*2*
H. J. McMahon
Police Justice.

0639

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Lawrence O'Sullivan

125th St. Manhattan

vs

Harold Gray

1

2

3

4

Officer

John P. [unclear]

No. _____ Street _____

RECEIVED
APR 16 1860
ATTORNEY'S OFFICE

No. _____ Street _____

1077 to transfer

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

POOR QUALITY
ORIGINAL

0640

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 Fay

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

Thomas Fay
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Thomas Fay

late of the City of New York, in the County of New York aforesaid, on the *twenty-eighth*
day of *January* in the year of our Lord one thousand eight hundred and
~~eighty~~ *ninety*, in the *nights* time of the said day, at the City and County
aforesaid, with force and arms,

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

\$ 15.00
of the goods, chattels and personal property of one *Lawrence O'Neill*
on the person of the said *Lawrence O'Neill*
then and there being found, from the person of the said *Lawrence O'Neill*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John R. Fellows,
District Attorney.