

0054

BOX:

394

FOLDER:

3673

DESCRIPTION:

Falkenburg, Mary

DATE:

05/19/90



3673

POOR QUALITY
ORIGINAL

0855

#167-689

Counsel,
Filed
Pleads,
19 May 1890
C. W. Kelly

THE PEOPLE
vs.
Mary Talkenbury
ABDUCTION.
[Section 282, Sub. 1, Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Chas. D. Edwards
Part 2 May 28/90 Foreman.

Filed \$250.

Witnesses;

Frank G. Barnaby
Frederic Monroe
Maggie Monroe

I have examined this case and have consulted with Mr. Shooking of the S.P.C.C. in reference to it. The S.P.C.C. are of the opinion that the evidence of justice does not in this case require a judgment of imprisonment. I concur in this view.

Part 2 May 28/90
W.D. Spencer
Dep. Arch.

POOR QUALITY
ORIGINAL

0056

Second District Police Court.

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

Frank G. Barkley

of Number 100 East Twenty-third Street, being duly sworn,
he has reason to believe and does believe that
deposes and says, that on the or about the 12th day of February 1890, at the
City of New York, in the County of New York, one

Mary Falkenberg, did at and
within premises No. 41 Bleecker St., in
said city, the said premises being oc-
cupied by the said Mary Falkenberg
as a house of prostitution and assign-
ation, unlawfully and wilfully
take, receive, harbor, employ, and use
a certain female called Maggie Tremki
who was then and there under the age
of sixteen years, to wit of the age of fif-
teen years, for the purpose of prostitu-
tion, in violation of provisions of
section 2825, Chapter 46, of the Penal
Code of the State of New York

Wherefore the complainant prays that the said

Mary Falkenberg
may be apprehended, arrested and dealt with according to law.

Sworn to before me, this

day of

May

10th

1890.

Frank G. Barkley

A. J. White

Police Justice.

POOR QUALITY
ORIGINAL

0057

66
POLICE COURT DISTRICT.

THE PEOPLE, &C.,
ON THE COMPLAINT OF



CREDIT TO CHILDREN.

DATED *Sept 10* 18*90*

W. H. H. H. Magistrate.

Clerk.

Officer.

Witnesses:

E. Pelham Jenkins, Supt.,

100 East 23d Street.

Disposition,

STETINER, LAMBERT & CO., 22, 24 & 26 READE ST., NEW YORK

POOR QUALITY
ORIGINAL

0050

CITY AND COUNTY }
OF NEW YORK, } ss.

Maggie Strimke

aged 15 years, occupation (none) of No.

100 East 23d Street, being duly sworn deposes and

says, that she has heard read the foregoing affidavit of Frank G. Barkley

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

Sworn to before me, this 10th
day of May 1890

Maggie Strimke

[Signature]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT, Second DISTRICT.

Frederick Strimke

of No. 187 1/2 South St. Peekskill Street, aged 40 years,
occupation railroad foreman being duly sworn deposes and says
that on the _____ day of _____ 1890

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

Maggie Strimke, now present, is his daughter
that said Maggie was born on the
14th day of August 1874, at Peekskill
N.Y., that the family Bible shown in
Court is the one in which the family
record is kept, and the entry therein
of the birth of said Maggie was made
on or about the date of the birth of
said child.

[Signature]
Frederick X Strimke
mark

Sworn to before me, this 10th
day of May 1890

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0059

Sec. 193-200.

5 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Mary Falkenberg

Question. How old are you?

Answer.

55 years

Question. Where were you born?

Answer.

Germany

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

Answer.

41 Blucher St

Question. What is your business or profession?

Answer.

Housework

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

Mary Falkenberg
mark

day of

Taken before me this

10th

1880

Police Justice.

POOR QUALITY
ORIGINAL

0860

Sec. 151.

Police Court 2nd District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Frank G. Barkley
of No. 104 East 23d Street, that on the 12th day of February
1890 at the City of New York, in the County of New York, one

Falhenberg, did at and within
premises No. 41 Bleeker St. in said city unlawfully
and wilfully take a certain female child called
Maggie Trembly who was under the age
of sixteen years, to wit. of the age of fifteen
years, for the purpose of prostitution in vio-
lation of section 282, chap. 46, of the Penal Code.

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring her
forthwith before me, at the 3d DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 10th day of May 1890
[Signature] POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0061

1040 A M 53- M Summary H. Reper L. Nos 41. Blecker

The within named

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

Dated188

.....Police Justice.

POLICE COURT 2 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank H. Barker

vs.

Henry Folkenberg

Warrant-General.

Dated May 10 1880

Andrew J. White Magistrate.

Samuel P. Connelly Officer.

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

Samuel P. Connelly Officer.

Dated May 10 1880

This Warrant may be executed on Sunday or at
night.

Police Justice.

POOR QUALITY
ORIGINAL

0062

BAILED, *Frank J. [Signature]*
No. 1, by *At. 2 cur*
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court---

125
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank J. [Signature]

Mary Jacksonburg

Offence *Abduction*

Date

May 10 1890

Magistrate.

Officer.

Precinct.

Witnesses *Charles [Signature]*

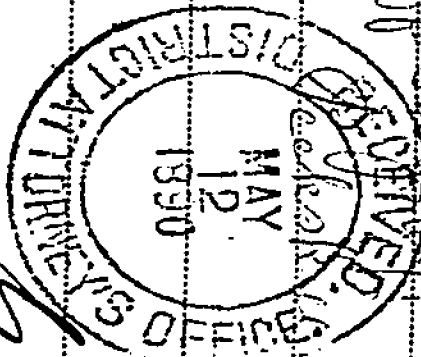
No. 1, by *At. 2 cur* Street _____

At. 2 cur

No. _____ Street _____

No. _____ Street _____

\$ *1000* to answer _____



Bailed

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 *1000* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *May 10 1890* *A. J. White* Police Justice.

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

Dated *May 10 1890* *A. J. White* 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

0063

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Mary Salendarez

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

Mary Salendarez

of the CRIME OF ABDUCTION, committed as follows:

The said *Mary Salendarez*

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

Twenty day of *February*, in the year of our Lord one thousand eight hundred and ~~eighty~~ *nineteen* at the City and County aforesaid, did

feloniously take, receive, harbor, employ and use one *Maggie Skindne* who was then and there a female under the age of sixteen years, to wit: of the age of

Eighteen years, for the purpose of ~~sexual intercourse~~ *seduction*, he, the said

~~the husband of the said~~

~~not being then and there~~

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.

0864

BOX:

394

FOLDER:

3673

DESCRIPTION:

Fallon, Julia

DATE:

05/08/90



3673

POOR QUALITY ORIGINAL

0065

Witnesses;

James Butler

Upon examination of this case, I
recommend the discharge of defend-
ant upon her own recognizance.
May 9/90. A.D. Barker
Att.

567 - 7-26-90
64 =
56, 56, 56

27. May 9 1890
Counsel, J. May
Filed J. May
Plaidg. May

Grand Larceny, Second Degree.
[Sections 528, 531 Pennl Code].

THE PEOPLE

vs.

P

Julia Fallon

H.D

May 9th 1890

JOHN R. FELLOWS,
District Attorney.

A True Bill. 10-2-90
Chas. B. Rodach
Part II May 9/90 Foreign.
Self Accused on her
own recognizance
May 9/90
M. J. Deane
Att.

POOR QUALITY
ORIGINAL

0055

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. House of Detention Street, aged 29 years,
occupation Waiter being duly sworn

deposes and says, that on the 3rd day of May 1890, at the City of New

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

Good and lawful
money of the United States
of the amount of 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 Julia Fallon (now here)

for the reason to wit; whilst
deponent was in company of de-
pendant ^{at 39 Old Street} defendant placed
her hand in the inside pocket
of a vest worn on the person of
deponent and took from said
pocket the sum of fifteen dollars.

Wherefore deponent charges
defendant with taking, stealing
and carrying away the said sum
of money from deponent's person
and possession.

James Butler

Sworn to before me, this 3rd day
of May 1890
at New York
Justice.

POOR QUALITY
ORIGINAL

0067

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Julius Gallon 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 *h* see fit to answer the charge and explain the facts alleged against *h*
that *h* is at liberty to waive making a statement, and that *h* waiver cannot be used
against *h* on the trial.

Question. What is your name?

Answer. *Julius Gallon*

Question. How old are you?

Answer. *41 Years.*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *7 Baiter St. 10 Years*

Question. What is your business or profession?

Answer. *Servant*

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

Answer. *I am not guilty.*

Julius Gallon
Master.

Taken before me this
day of *May* 1890
Wm. J. J. J.

Police Justice.

POOR QUALITY ORIGINAL

0060

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

Police Court...
Discharge

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James J. Miller
vs.
John J. Miller
Dated May 3 1890
M. J. Miller
Magistrate
Precinct
Complainant
Committee of the
House of Assembly
No. 1007
MAY 5 1890
OFFICE
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 DeGennans

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 May 3 1890 W. T. DeGennans Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0069

CITY AND COUNTY, ss.
OF NEW YORK,

POLICE COURT, 7th DISTRICT.

of No. Fourth Precinct Street, aged 26 years,
occupation Officer being duly sworn deposes and says
that on the 3rd day of May 1890
at the City of New York, in the County of New York he arrested

Julia Fallow on complaint of one
James Butler for Grand Larceny.

Deponent says that said
James Butler is a material witness
for the people in said action.

Deponent further says that
said James Butler has no perma-
nent residence, and asks that
he be committed to the House
of Detention in default of bail
to testify.

W. H. H. H.

Sworn to before me, this

of May 1890

3 day

W. H. H. H.

Police Justice.

POOR QUALITY
ORIGINAL

0070

CITY AND COUNTY, ss.
OF NEW YORK,

POLICE COURT, 7th DISTRICT.

William A. Gargan
of No. Fourth Precinct Street, aged 26 years,
occupation Officer being duly sworn deposes and says

that on the 3rd day of May 1890
at the City of New York, in the County of New York he arrested

Julia Fallow on complaint of one
James Butler for Grand Larceny.

Deponent says that said
James Butler is a material witness
for the people in said action.

Deponent further says that
said James Butler has no perma-
nent residence, and asks that
he be committed to the House
of Detention in default of bail
to testify.

William A. Gargan

Sworn to before me, this

of

3

day

Police Justice.

POOR QUALITY
ORIGINAL

0071

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Julia Falton

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

Julia Falton

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

The said

Julia Falton

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

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

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

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *fifteen dollars*

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

0072

BOX:

394

FOLDER:

3673

DESCRIPTION:

Farley, James

DATE:

05/29/90



3673

0073

BOX:

394

FOLDER:

3673

DESCRIPTION:

Gallagher, Eugene

DATE:

05/29/90



3673

0074

POOR QUALITY
ORIGINAL

Witnesses:

James White

Officer Macmillan

Counsel, J. J.

Filed

Pleads, J. J.

day of May 1880

THE PEOPLE

vs.

I

James Farley

and

P

Eugene Gallagher
H.P.

Robbery,
degree,
[Sections 224 and 228, Penal Code].

JOHN R. FELLOWS

District Attorney.

A True Bill.

Charles B. Roberts

Foreman.

June 30
Page 3
Part III June 3/90
Both Ireland and Reginald

POOR QUALITY
ORIGINAL

00875

Police Court-- District.

CITY AND COUNTY } ss
OF NEW YORK,

James White
of *South East corner 2nd Avenue & 60* Street, Aged *41* Years
Occupation *Labrer* being duly sworn, deposes and says, that on the
18 day of *May* 188*9*, at the *22* Ward of the City of New York,
in the County of New York, ~~attempted to be~~ feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

*One Ten (10) dollar Note, and
one - one (1) dollar Note of
United States issue, and divers
Coin and a pocketbook
all*

of the value of *Eleven $\frac{50}{100}$* DOLLARS,
the property of *deponent*

and that this deponent has a probable cause to suspect, and does suspect, that the said property was
~~attempted to be~~ feloniously taken, stolen, and carried away, by force and violence as aforesaid by

James Farley and Eugene Gallagher
(now here) while acting in concert
with each other; from the following
fact to wit: that at or about the
hour of 4.30 A.M. of the aforesaid
date deponent was on the North
East corner of 49 Street and 10th
Avenue, and said defendants
seized hold of deponent and
pushed him violently against a
railing and attempted to take
away from deponent the pocketbook
containing said property which

1889

1889

Police Justice

POOR QUALITY
ORIGINAL

0076

poCKETBOOK was then and
there held in deponents hand
deponent therefore charges said
defendants while acting in
concert with each other with having
attempted said Robbery and
ask that they be dealt with as
the law directs as deponent is informed
by officer Hackett James Whit

Sworn to before me
this 20th day of May 1890

Do hereby
Police Justice.

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

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

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

Police Court, District,
THE PEOPLE, &c.,
on the complaint of
vs.
1
2
3
4
Offence—ROBBERY.
Dated 188
Magistrate.
Officer.
Clerk.
Witnesses,
No. Street,
No. Street,
No. Street,
\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0077

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

L District Police Court.

James Farley 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.

James Farley

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

U. S.

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

Answer.

205 West 60th Street - P. Month

Question. What is your business or profession?

Answer.

Cook

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

Answer.

I am not guilty

James Farley

Taken before me this

day of May

1888

Police Justice

POOR QUALITY
ORIGINAL

0078

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

X District Police Court.

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

Question. What is your name.

Answer.

Eugene Gallagher

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York City

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

Answer.

743-8-Avenue- 4 months

Question. What is your business or profession?

Answer.

Clerk

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

Answer.

*I am not guilty -
Eugene Gallagher*

Taken before me this

day of

May 1888

J. J. McLaughlin
Police Justice.

0879

Reproductive

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Herbicide

No. 4, by ...

Residence:

Police Court

District

THE PEOPLE, &c.

ON THE COMPLAINT OF

James H. H. C.

1. Force conditions

James Farley

everyone 1 letter

...

५

11

Dated:

May 20 1889

Magistrate

Officer,

Precipitate

1000

Street:

No. Catharine St.
Bushwick
Street

502

No.

1024
ANSWER

Street.

Connected

\$1500 & May 21. 10 each

11 11 22 11

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 Allen & Anna

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

Dated May 28, 1888. L. J. C. Smith 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 he to be discharged.

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

POOR QUALITY
ORIGINAL

0000

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4th DISTRICT.

Thomas H. Hackett
of the 22nd Precinct Police, aged 34 years,
occupation Police Officer being duly sworn deposes and says
that on the 20 day of May 1880

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

(now here) is a material witness
in a complaint against James
Farley and Eugene Gallagher charged
with Robbery and deponent has reason
to believe that he, White, will not appear
to testify, deponent therefore asks that
he, White, may be committed to the House
of Detention until he shall be thence delivered
by due course of law.

Thos H. Hackett

Sworn to before me, this 20 day

of May

1880

day

John J. McKeown Police Justice.

POOR QUALITY
ORIGINAL

00001

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas H. Hackett
aged 34 years, occupation Police officer of No.

22. Perennial Street, being duly sworn deposes and

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

Sworn to before me, this 22 day of May 1898 } Thomas H. Hackett

[Signature]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

Edwin M. Van Burnham
aged 36 years, occupation Carpenter of No.

502 W 49 Street, being duly sworn deposes and

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

Sworn to before me, this 22 day of May 1898 } Edwin M. Van Burnham

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

00002

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 Farley and
Eugene Gallagher*

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

James Farley and Eugene Gallagher

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

The said *James Farley and Eugene Gallagher, both*

late of the City of New York, in the County of New York aforesaid, on the *fourth*
day of *May*, in the year of our Lord one thousand eight
hundred and *eighty-nine*, in the *night* time of the said day, at the City and
County aforesaid, with force and arms, in and upon one *James White*,
in the peace of the said People, then and there being, feloniously did make an assault, and

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

one promissory note for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *one* dollar; *one*
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *one* dollar; *one* United States Gold Certificate,
of the denomination and value of *one* dollar; *one* United States
Silver Certificate, of the denomination and value of *one* dollar; *some*
two *small* *round* *and* *denomination* *to* *the* *amount*
of *approximately* *unknown*, *of* *the* *value* *of* *twenty* *cents*,
and *one* *poor* *book* *of* *the* *value* *of* *fifty* *cents*,

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

James Farley and Eugene Gallagher, and
each of them, being then and there aided
by an accomplice actually present, to wit:
each by the other;

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 P. Kelly,
Prosecutor

0003

BOX:

394

FOLDER:

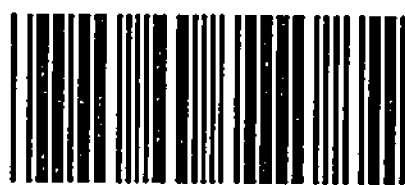
3673

DESCRIPTION:

Farrell, Charles

DATE:

05/26/90



3673

POOR QUALITY
ORIGINAL

0004

Counsel,
Filed *26* day of *May* 189*0*
Pleads, *Chittenden*

THE PEOPLE
vs.
Miss 343
2-29
Charles Farrell
June 6 - Pt 2
Assault in the First Degree, : to.
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Chas. S. Roberts

Foreman.

Part 3 June 13th

Part III June 13th S. B.
ried and convicted
Assault 2nd dy.
19
Amos Ref.

Witnesses;
Abraham M. Kenna

POOR QUALITY
ORIGINAL

0005

N. Y. COURT OF GENERAL SESSIONS.

x - - - - -x

The People &c., :

--against-- :

Charles Farrell. :

x - - - - -x

CITY AND COUNTY OF NEW YORK, SS:-

Charles Farrell, being duly sworn,
says, that he is the defendant in this action; that John
Denning is a necessary and material witness for the defend-
ant, and without whose testimony it would be unsafe for him
to proceed to trial. That he expects to prove by said
Denning, who was present at the alleged assault upon the
police officer in this action, that the defendant did not
assault the officer and that the officer is mistaken in the
man.

Sworn to before me, this

: Charles Farrell

6th day of June, 1890

:

Abraham D. Lee
Jurat of Deeds
N.Y. Co.

POOR QUALITY
ORIGINAL

0005

N. Y. COURT OF GENERAL SESSIONS.

x - - - - -x

The People &c., :

--against-- :

Charles Farrell. :

x - - - - -x

CITY AND COUNTY OF NEW YORK, SS:-

Michael Callahan, being duly sworn, says: That he is a friend of the above named defendant, and at the request of Messrs. Purdy & McLaughlin, Counsel for the defendant, has aided Counsel in endeavoring to procure the defendant's witness upon this trial. In pursuance of such employment, deponent went last night about 9 o'clock, as soon as the Counsel informed him that the case was on the Calendar for this morning, to the house of John Denning for the purpose of subpoenaing him to appear at this trial. That he learned from the sister of said Denning that said Denning had left the city and gone into the country looking for work.

Deponent believes that if opportunity is given him he can ascertain where the said Denning has gone, and can subpoena him and procure his attendance. The said sister declined to tell deponent where her brother was.

Sworn to before me, this

6th day of June, 1890.

Abraham D. E. Dry

Com. of Deeds

N.Y. Co.

Michael Callahan

POOR QUALITY
ORIGINAL

0007

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

U. S. Court of Gen. Sess.

The People vs.

Prisoner,

against

Charles Farrell

Defendant.

Affidavit

PURDY & McLAUGHLIN,

Attorneys for Defendant.

No. 280 BROADWAY, New York City.

Due and timely service of cop of the within

hereby admitted

this day of

18

Attorney.

To

filed June 6/90

POOR QUALITY
ORIGINAL

00000

Police Court—4 District.

City and County { ss.:
of New York,

of No. the 21st Precinct Street, aged 29 years,
occupation Police Officer being duly sworn
deposes and says, that on 28 day of April 1890 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Charles Farrell (number)
who Out and stabbed
deponent in the left side
of the face with some
sharp pointed instrument
he then and there held in
his hand

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

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

Sworn to before me, this 17 day
of May 1890

Michael H. Kenna
Police Justice.

POOR QUALITY
ORIGINAL

00009

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Charles Farrell

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York City

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

Answer.

1027 E 13th Street

Question. What is your business or profession?

Answer.

Lather

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
cannot waive examination*

Charles Farrell

Taken before me this

day of

May

189*9*

Police Justice.

POOR QUALITY
ORIGINAL

0090

Sec. 192.

H District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Henry Ford a Police Justice
of the City of New York, charging John Dunning Defendant with
the offence of Assault

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.

W.D. John Dunning Defendant of No. H 24
East 87th Street; by occupation a ...
and Mia McKenna of No. H 10 East 87th
Street, by occupation a ... Surety, hereby jointly and severally undertake that
the above named John Dunning Defendant
shall personally appear before the said Justice, at the H District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of five
Hundred Dollars.

Taken and acknowledged before me, this 16

day of May

1889

John Wimmer
Mia McKenna
POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0091

CITY AND COUNTY
OF NEW YORK, } ss.

James J. Murphy
District Police Justice.

Sworn to before me, this

1881

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

*a three story frame
building located at No 123 Warden
Avenue Long Island City and is worth
six thousand dollars free and clear*

Alice McKenna

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 188

Justice.

POOR QUALITY
ORIGINAL

0092

Police Department of the City of New York.

Precinct No. _____

New York, May 12th 1887

I hereby certify that
I have this day examined
Valentine J. Infante
and his name, of the 21st
precinct & find that he
is not yet strong enough
to attend at work.

J. B. [Signature]
Inspector of Police

P.S.

In case [Signature]
the above named person
will not be able to appear
in court before Saturday
next.

J. B. [Signature]
Inspector of Police

POOR QUALITY
ORIGINAL

0893

Police Department of the City of New York.

Precinct No. _____

New York, May 5th 1892

I hereby certify that
Patrolman Michael
McKenna of the 21st
precinct is not able
to leave his house &
in my opinion he will
not be able to do so for
three or four days to come
on account of the stab
wound he received on
the night of Apr. 29th 1892
P. F. DeLeonard.
Surgeon of Police.

Police Department of the City of New York.

Precinct No. 21st

New York, May 24 1892

I hereby certify that
Patrolman Michael
McKenna of the 21st
Precinct, who resides
at 1102-3^d av. is suf-
fering from a stab
wound of the chest &
is unable to leave
his house.

P. F. DeLeonard.
Surgeon of Police
10th Dist.

POOR QUALITY
ORIGINAL

00894

This is to certify that
Michael McKenna
is not dangerously
injured, and can
go home today if he
wishes. He would may-
be long in healing
however & cause unsightly
results

H. L. Constable M.D.

Bellevue Hospital

April 29/90

POOR QUALITY
ORIGINAL

0895

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4th DISTRICT,

of ~~the~~ Bernard Malarky
the 21st Police Precinct Street, aged 50 years,
occupation Police Officer being duly sworn deposes and says
that on the 28th day of April 1890
at the City of New York, in the County of New York John Dineen

deponent was informed by Officer Michael
McKenna of the 21st Police Precinct that he
McKenna had been feloniously assaulted
and stabbed by John Dineen, Charles
Farrell and Thomas Tierney (all now here)
and while acting in concert with each other
and ^{an} intervention person not yet arrested
inflicting such injuries on said McKenna
that he is not able to appear in Court
to prosecute, deponent therefore prays
that said defendants may be held

Sworn to before me, this
1889 day

Police Justice.

POOR QUALITY
ORIGINAL

0096

to arrest the result of the injuries so
inflicted and until said Officer
McKenna is able to appear in
Court

Served to before me this }
29 day of April 1890 }

Bernard Malarkey

Police Justice

Police Court-- District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Charles Farrell
John Dinning
and
John Dinning

Dated April 29 1890

Magistrate.

Malarkey

Officer.

Witness,

\$1000.00 bail, each

No 2 & 3 do each

Comptroller of the Court

2 P.M.

May 2 - 2 P.M.

" 5 P.M.

Disposition

" 1/2 P.M.

by consent of defendant

" 1 P.M.

\$500 for Examination

POOR QUALITY
ORIGINAL

0097

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

Police Court

District

THE PEOPLE, vs.

ON THE COMPLAINT OF

Charles Williams

Charles Williams

Charles Williams

Charles Williams

Dated May 17 1880

Magistrate

Officer

Witnesses

No. 1 - 2 - 3 - 4

No. 34

No. 1528

to answer

17th

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

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

Dated May 17 1880 John J. Bond 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0899

00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1

11 22 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

Indicted for assault in the first degree.

Appearances, for the People, Assistant District
r, W. T. Jerome.

MICHAEL McKENNA, a witness for the People, sworn, testified:

I am an officer of the Municipal Police attached to the 18th Precinct. I was such officer on the 28th day of April, this year. On that day I was on duty in uniform on 31st St. from 4th to 10th Avenue. I saw the defendant standing with a lot of other young on the southwest corner of 31st St. and 1st Ave. I came up to them and said, "Young fellows, get off this corner"; they went as far as the middle of the block between 31st and 30th St. on 1st. Ave. I then crossed over to the northwest corner, and they came deliberately back to the same corner from which I had made them move. I went right over again, and I said, "What do you mean by coming back here, I told you to get away". Just then this man Farrell got one side together with a young fellow named Dineen, and said he would not go, and used very foul and vulgar language. I was about to

**POOR QUALITY
ORIGINAL**

0099

arrest Dineen, and as I started towards him this defendant, Farrell, came on my right side, and as I looked around he struck me on the cheek with a knife or some sharp instrument which he held in his hand; I could not positively say that it was a knife, but it was some sharp metallic substance. The effect of his blow was to break one of my teeth and make a deep cut in my cheek. After the defendant had struck me he ran and I ran after him; he ran into another officer's arms at 30th St. At the time I reached him my mouth was full of blood from the cut and I could not speak. I struck the defendant with my club over the left ear so as to show it was him who did the deed. He was taken to the station house and locked up. My wound was dressed by the police surgeon. I did not go to the hospital.

CROSS EXAMINATION:

Q You say this man struck you with some sharp instrument?

A Yes, sir.

Q He ran away, you ran after him, and when you caught him you struck him and broke his ear, didn't you?

A Yes, sir.

Q You hit him a good hard rap, did you?

A Yes, sir.

Q That was done to show the other officer that he was the man who hit you, wasn't it?

A YYes, sir.

Q Couldn't you have identified him without clubbing him and breaking his ear?

A Yes, sir.

Q When did you next see this young man?

**POOR QUALITY
ORIGINAL**

0900

A In then 57th St. court.

Q Didn't you point out another young man as the one who cut you?

A No, sir.

HERMANN MILLER, a witness for the People, sworn, testified:

I work in a grocery store at the corner of 30th St. and 2nd Ave. I witnessed this assault upon Officer McKenna; I was about fifty feet behind the officer, the officer was up at the corner and I saw four young fellows standing on the corner. They ran away when the officer got up to them, and they returned to the corner after the officer got out of sight. Then I saw the officer come back and say something to the three young men and I saw the defendant, Charles Farrell, strike the officer on the cheek; I could not say whether he had anything in his hand, or not. I then saw the young men run away and the officer ran after them.

CROSS EXAMINATION:

I had never seen the defendant before this night in question. I was about fifty feet away from the scene of this occurrence, but could plainly distinguish the features of the men. I was not present when Farrell was clubbed by the officer at all. I saw Farrell strike the officer in the face with his right hand.

D E F E N C E .

CHARLES FARRELL, defendant, sworn, testified:

I am twenty-one years of age, and a lather by occupation. I have never been convicted of any crime. On the afternoon referred to by the officer there were four of us

**POOR QUALITY
ORIGINAL**

0901

together standing on the corner of 30th St. and 1st Ave. One of the young fellows proposed that we go through 31st St. and have a drink. We went up 2nd Ave. to 31st St. and had a drink, and as we were standing on the corner of 31st St. Officer McKenna came over and told us to move on. We had a scuffle with him and I don't know who hit him. We all ran and I was the one the officer caught. He struck me a terrific blow over the ear breaking it in two pieces. I was taken to the station house by Officer Bronk, and I was afterwards identified by Officer McKenna as the man who struck him. I did not have a knife or any other sharp instrument in my hand that day. I did not strike the officer or attempt to strike him. I heard him shout out that he was cut, and then the whole crowd of us ran away. I have never carried a knife in my life, and have never committed an assault upon anyone.

CROSS EXAMINATION:

I have been working steadily as a lather for one boss for six months. I was not working on the day that this assault happened. I have never had any trouble with this Grocery clerk Miller, and do not know of any reason why he should accuse me of this assault. I do not know why Officer McKenna clubbed me so severely, except that he thought I was the man who cut him.

THOMAS FARRELL, a witness for the defendant, sworn, testified:

The defendant is my son, He has always been a dutiful and good boy and lived home with his parents. He

**POOR QUALITY
ORIGINAL**

0902

has always brought home his wages to his mother.

HERMANN MILLER, recalled:

I did not state in the station house that I was not certain that the defendant was the man who struck the officer. I did not go to the hospital, and was not present there when the defendant was identified by Officer McKenna. I have known Officer McKenna from passing our store ever since he has been on that beat. I am not particularly friendly with him at all. I did not say in the station house that I could not tell which one of those two men it was that struck the officer. I am positive in my identification of the defendant as the man.

The jury returned a verdict of guilty of assault in the second degree.

POOR QUALITY
ORIGINAL

0903

Indictment filed May 26-1890

COURT OF GENERAL SESSIONS

The People &c.
against

CHARLES FARELL

Abstract o testimony on
trial New York June 13th
1890.

POOR QUALITY
ORIGINAL

0904

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Charles Farrell

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

The said

Charles Farrell

late of the City of New York, in the County of New York aforesaid, on the
twenty-eighth day of *April* in the year of our Lord
one thousand eight hundred and *ninety*, with force and arms, at the City and
County aforesaid, in and upon the body of one *Michael McKenna*
in the Peace of the said People then and there being, feloniously did make an assault
and *him* the said *Michael McKenna*
with a certain *sharp instrument to the*
Grand Jury aforesaid unknown,
which the said *Charles Farrell*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent

him the said *Michael McKenna*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

The said

Charles Farrell

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Michael McKenna* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and *him* the said

with a certain

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

POOR QUALITY
ORIGINAL

0905

THIRD COUNT—

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

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

The said

Charles Farrell
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Michael McKenna in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and

him the said *Michael McKenna*
with a certain *sharp instrument to the*
Grand Jury aforesaid unknown,
which *he* the said *Charles Farrell*
in *his* right hand then and there had and held, in and upon the *face*

of him the said *Michael McKenna*
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Michael McKenna*

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.

0906

BOX:

394

FOLDER:

3673

DESCRIPTION:

Fay, John

DATE:

05/09/90



3673

0907

Ed. R. G. J. 12

POOR QUALITY
ORIGINAL

0908

Police Court— H District.

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

of No. 63 East 92^d Street, aged 26 years,
occupation Real Estate Agent being duly sworn
deposes and says, that the premises No. 215 East 90th Street, 19th Ward
in the City and County aforesaid the said being a 3 story and basement
brick building
and which was occupied by deponent as a no
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking
the parlour door and the front
basement door and entering
therein with intent to commit
a felony
on the 29 day of April 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of Lead pipe
of the value of fifty dollars
\$50.00

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

John Fay (alias)

for the reasons following, to wit:

That said premises
on said date was securely locked
and fastened, that deponent has
since seen said premises and
has discovered that said
property was missing from
the kitchen which is the
back basement of said
premises. That deponent

POOR QUALITY
ORIGINAL

0909

is informed by Officer John
Cuff of the North Precinct
that at about 3 o'clock PM
said he saw defendant at
First Avenue and 14th Street
with a quantity of lead pipe
in his possession. Defendant
has since been said properly
and fully and positively identified
the same.

Sum to before me
this 30th day of April 1898
J. Henry Bond
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888 . Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888 . Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888 . Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
1	23.
2	
3	
4	
Dated	1888
Magistrate.	
Officer.	
Clerk.	
Witness,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

POOR QUALITY
ORIGINAL

09 10

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation John Cuff of No. 790 Avenue

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry A. Jackson

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

Sworn to before me, this 30

day of April 1837

J. Henry Bond

Police Justice.

POOR QUALITY
ORIGINAL

0911

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK.

District Police Court.

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

Question. What is your name?

Answer. *John Fay*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *England*

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

Answer. *1111 East 4th St. H. M. Co.*

Question. What is your business or profession?

Answer. *Plumber & Helper*

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

Answer.

*I am guilty of
breaking into the premises
and taking the property
John Fay*

Taken before me this

day of

188

John M. [Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0912

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

Police Court---
District.

THE PEOPLE, &c.,
OR THE COMPLAINANT OF

Henry St. ...
John H. ...

1
2
3
4

Offence *Burglary*

Date

Magistrate

Officer

Precinct

Witnesses

No.

Street

No.

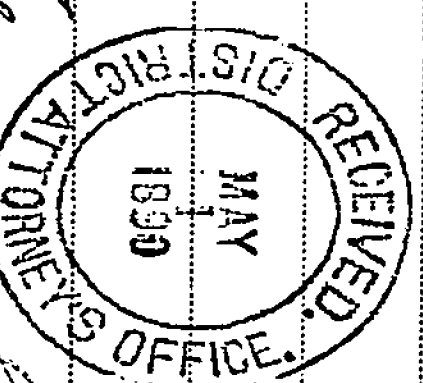
Street

No.

Street

No.

Street



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

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 *April 30* 18*90* *J. Henry ...* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0913

Rectory,
460 Madison Avenue,

St. Patrick's Cathedral.

New York, April 30, 1890.

Elbridge T. Gerry Esq.,
Dear Sir:

May I ask you to look into the case of the boy John Fay, who will be arraigned at the 57th St. Court to-day charged I think, with theft. Some time ago yr society arrested this boy's father on complaint of the mother. I wrote at that time to yr Society saying that the father was a hardworking persecuted man & that the mother was a drunkard & unfit to take care of the children. I think I convinced yr society of that. At any rate the mother promised me repentance, when I wanted to have this boy, John Fay, taken from her custody & sent to the Protectory or given in charge of the father. She begged me not to take him away & said she wd reform & make him keep to his duty. This I have every reason to believe has not been the case. I do not think the boy is irreclaimable, & I ask you if

POOR QUALITY
ORIGINAL

09 14

Rectory,
460 Madison Avenue,

St. Patrick's Cathedral.

New York, 189 .

you think proper, to interfere to have the boy
committed to the Rectory instead
of to a prison. I do not know whether
I am asking the impossible or not, but
I know that you will in your charity do
what you can to try & save this boy.
It is the mother that is blameworthy.
Trusting that you will pardon my troubling
you! I am

Very Truly Yrs,
Jos H Merriam
Asst Rector.

POOR QUALITY
ORIGINAL

0915

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Fay

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

John Fay

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

The said

John Fay

late of the *Nineteenth* Ward 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 *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Building* of one

Henry H. Jackson

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

Henry H. Jackson

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

09 16

SECOND COUNT—

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

John Fay
of the CRIME OF Grand LARCENY in the second degree committed as follows:

The said

John Fay

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,

two hundred and fifty pounds of
lead pipe of the value of twenty
cents each found

of the goods, chattels and personal property of one

Henry N. Jackson

in the building of the said

Henry N. Jackson

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.

John R. Fellows,
District Attorney.

09 17

BOX:

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FOLDER:

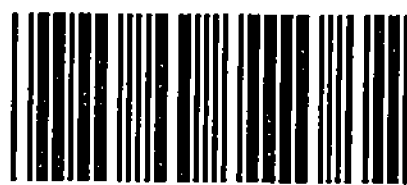
3673

DESCRIPTION:

Feis, William

DATE:

05/29/90



3673

POOR QUALITY
ORIGINAL

0918

Witnesses:

Julius Wohlfert

Officer Lyman

#320.

Counsel, B a
Filed 29 day of May 1890
Pleads, Not Guilty.

19 63 THE PEOPLE

vs.

William Fies

12 20

June 16th 1890
JOHN R. FELLOWS,

District Attorney.

Burglary in the THIRD DEGREE
(Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000)

A True Bill.

Chas. B. Roberts

Foreman.

June 17, 1890
Tried and convicted
Burg. 3rd deg
Elmira, N.Y.
June 20/90 P.M. 20

The People v. William Feis (Court of General Sessions. Part I
Before Judge Martine June 17. 1890.
Indictment for burglary in the third degree &c.
Julius Wohlfehl sworn. I live No 118 Broome
St. I am in the fur business. I lived there
on the 20th of May last. I did not lock up my
premises; my wife did. I lost from my place
three overcoats, three suits of clothes and
three dresses and a beaded wrap and a
cloak, a silk waist of my wife, and an
iron clock; the whole value of them was
\$263.50. and they were my property. The coat
and vest now shown me I identify as mine.
The iron chisel shown me is not mine. My
wife made a complaint of the loss to the
police about an hour or two hours later. I was
not home. I saw the coat and vest four or
five days later at the Essex Market Court in
the possession of Detective Lyman. I saw the
defendant in Court, but never saw him before.
Cross Examined It was in the afternoon
that the things were missed, Monday or
Tuesday. I can't tell exactly, I think it was the
20th of May. My fur manufactory is 67 West
Houston St. I have no store. I kept my
coat and vest in a wardrobe on the
second floor - all the things were in two
wardrobes; one was in the front room

and me in the bed room. Everything was
emptied out. There was two silk dresses
left in the back bed room. My wife always
puts the clothes in the ward robe. I saw them
there; I saw the coat and vest the day before
they were stolen. I had the coat on on Sunday
I have had the coat and vest since October
1897; they were worth forty dollars then. My sister
in law first told me about the clothing being
missing. My father came down to the shop
and told me that I was robbed.

Michael J. Lyman sworn I am a detective
attached to the Central Office. I arrested the def-
endant on the complaint of the complainant.
On May 22 detective M^cMannus and my-
self were at a room 116 Essex St. and ar-
rested Marcy Marks, Jacob Levy, M^{rs}
Kuppler, Joseph Weinberg, M^{rs} Feis, ~~Sister~~
Kleinbaum, Henry Frankenstein, Josephine
Murray and Mary Walsh; we arrested these
parties on the complaint of Kalisher; we
took them to the Headquarters. Then we ar-
rested Feis he had on this coat and vest
which were subsequently identified by M^r
Wohlfeld and his wife at the Police Court.
I asked the defendant where he got the coat;
he said he got it from Paul Salvini,

a tailor in Park Row, near Baxter St. he did not mention the time he got the coat from him. I went down to Mr. Salvini and asked him if Fiest had bought a coat and vest there. Mr. Salvini saw the coat and vest at Headquarters; the prisoner was there. Salvini said he did not make that coat and vest. I asked the defendant after that where he got that coat and vest and he would not tell me. I asked him where he was committed in Essex Market Court where he got it and he would not tell me there. When he was finally committed, going to jail he said he was going to tell the whole business, ~~where~~ he got it of, but he did not mention any name. He told me yesterday in the prison box that he got it of Marcy Marks; Marks pleaded yesterday on the Kalisher indictment; Marcy Marks was one of the persons I arrested in Essex St.; the defendant said he bought it of Marks; he did not say anything then of where he knew it came from.

Paul Salvini sworn. I am a tailor doing business at 164 Park Row. I have seen the defendant in my store. I have made him a coat and vest; the coat and vest now shown is not the coat and vest I made

for the defendant; they showed me a coat and vest at Headquarters but I did not make them. Cross Examined. The suit now shown me is corkscrew. I have made a diagonal suit for the defendant, but this is corkscrew.

Marcy Marks sworn. I know the defendant and knew him on the 20th of May. I sold him the coat and vest now shown me on the same day the burglary was committed. I don't know the name of the party, but it was somewhere in Broome St. He had his share in the burglary, and he gave \$4.50; he took a fancy to the coat.

Cross Examined. I pleaded guilty to an attempt at burglary in the third degree. I am 20 years old and worked all my life. This is the first burglary I was ever connected with. I got acquainted with Piet in the Lords in February. I happened to be speaking to a young fellow who was known as a bad character and I was arrested on suspicion of being with him; he was arrested on the charge of carrying burglar tools. I know Mrs. Benjamin; she lives in Essex St. I was one of the persons who committed the burglary in the house from which this coat was stolen. I was not inside the house. I was on the street; they asked

me to take a walk with them, but I did not know then they were going to commit a burglary; when I got there I knew what they were going to do. Fies and another young fellow was with me. I stayed a few doors from the house; we went there about four o'clock in the afternoon. I know Kleinenbaum, he showed me a note which he said was written by Fies. I never told Kleinenbaum that if Fies said he bought that coat and vest of me that I would implicate him in the burglary. It was in this Court this morning that I told Asst. Dist. Atty. Parker that Fies was implicated in the burglary. I was asked by Mr. Lyman to explain the truth to Mr. Parker. Mr. Lyman and Mr. Parker did not say to me that it would go easier for me if I told the truth about it. I expect that some mercy will be shown to me. I did not tell anybody at the Police Headquarters where I was arrested that the clothes were found on Fies and that they were the proceeds of a burglary which I and Fies had committed, nor did I tell that in the Police Court. I was not in the habit of going about with Fies. I stayed in prison from February to April. I was discharged without trial - no my companion and

I were tried together and the jury got right up and said we were not guilty. I did not take the stand. I have never been in the penitentiary. At the time Fies and I were arrested and taken to Headquarters there was no complaint made about the Browne St. burglary, so that I did not say anything about it. I had no talk with Mr. Parker about this matter till this morning. I do not know whether Mrs. Benjamin was present or not when I sold the coat to Fies; the burglary was committed a few days before we were arrested; he bought the coat the very same day of the burglary. I was indicted with these others, but we had no organization; the money was divided in Mrs. Benjamin's room for other property that we had; Fies knew that the coat was the proceeds of a burglary. I don't know anything about the iron chisel shown me. The defendant and another person went into Wolfefeld's house. I saw them when they came out; they were in there about fifteen minutes; they had a bundle of clothing when they came out. I first saw the coat and vest in Mrs. Benjamin's room up stairs. I did not help to carry any of the clothing to the house;

but I went with them to the house of Mrs. Benjamin. Then the things were put down and looked over, and I swear that the coat and vest shown to me were part of the proceeds of the burglary. He sold them to me a few minutes after we got in.

Michael J. Lyman recalled. When I arrested the parties I have named at 116 Essex St. I searched the premises of Mrs. Benjamin, the etc. furnished rooms. I found the ^{chisel} ~~chisel~~ or "jimmy" now shown me in the drawer of a bureau in the room where they were sitting. I saw the door of Mr. Wohlfeld's house that was burglarized; there were marks upon it and the nitches that were around the keyhole looked as if they had been made by that instrument - it fitted exactly into them. I went to the place four or five days after the burglary. I saw the door had been forced, but I could not swear when the marks were made; the paint was slightly rubbed off - the color of the paint was dark brown. Julius Wohlfeld recalled. I saw the door of my premises after I lost my goods; there were marks upon it about where the lock is, and they were about the width of that "jimmy". I was not present when Officer Lyman fitted the ~~chisel~~ chisel in.

POOR QUALITY
ORIGINAL

0926

William Feis, sworn and examined in his own behalf testified. I see the coat and vest lying on the table. I bought it off Marcy Marks on Tuesday afternoon at 116 Essex St. in his own room. I never saw it before I bought it off him. I paid him \$4.50 for it. Marcy Marks said to me that if I gave evidence that he sold me the coat and vest he would implicate me in the burglary. Mrs. Benjamin of 116 Essex St. knows that I am innocent of this. She told me that Marcy Marks had a coat and vest; why don't I buy it? So I goes up stairs and he showed me the coat and vest. I tried it on, it fits me. he tells me it is his own and I bought it off him. I have never been engaged in any burglary with Marks or anybody else. I was convicted of petty larceny once and sent ten days to the Workhouse. I took a flat iron from the front of a store and Mr. Lyman arrested me. I did not know that coat and vest were stolen when I bought it. It is true as the officer has said when I was at Headquarters I said I bought it off Mr. Salvini. He made me a Prince Albert coat and vest which was just the same as that.

which I bought from him, and I did not know exactly which one I had on. I says, "Mr. Salvini made it." The one now shown me is the one he made. The only time I was convicted was when I got ten days for stealing the flat iron.

Cross Examined: I have had this coat about two months before I bought the other one. The first time I ever met Marcy Marks was in the Tombs when I was arrested on suspicion with another man and I was discharged by the jury, for I did not commit that offence. My parents are living in this city. I am 19 years old and peddle stationery goods. I did not steal goods from a house early this year. After I was discharged from prison I went to Boston for a short while peddling stationery. I did not sell for any house, only for myself. I went to Philadelphia. I stayed two weeks there and two weeks in Boston. After I came back from Boston I hired a room in Christie St., and then I went to Mr. Benjamin's and hired a room there. I never had seen her before. When I went there I did not know that Marks, Levy, Kopler and ~~Frankenstein~~ ^{Frankenstein} lived there with the two women. I was surprised to find Marks there. I did not know who

lived there. I met Marks there first after coming back from Boston. I did not sleep in the same room with him. I met Marks about two days before I got this coat from him. I knew that he had been in prison. On Tuesday afternoon I was at Harry Miner's theatre on the Bowery with a couple of friends, Kleinbaum and another young man; his first name is Barnett. I have known Isadore Kleinbaum three or four months. I know that he is indicted with Marks, Levy and Kopler. I did not know that he was a receiver of stolen goods. I was arrested with all of them. I don't remember seeing the boy Weinberg taken aside and that he told all about Kleinbaum and the rest of them. I did not see Mrs. Benjamin shake her head. I don't know that Kleinbaum has been a receiver from burglars and thieves. I did not know what kind of a man Kleinbaum and Marks were. I did not know that Kleinbaum got these goods from these other defendants and that Weinberg helped him to take them to two pawnshops. I bought the coat and vest right after I came from the theatre, a little after five o'clock in the afternoon. I was

POOR QUALITY
ORIGINAL

0929

not in the burglary and I did not know that the property was stolen. I saw no other property there. I thought the coat and vest were his own. I tried on the coat and vest, I am about the same size as he is I believe. I never saw him with it on. I had been in the house only two days. I was arrested on a Thursday and I bought it on a Tuesday. Between the time I bought the coat and the time I was arrested I was living at No. 116 Essex St. all the time. I had no trunk there but I had my clothing. I was arrested in company with Marks but I did not have any suspicion of what I was arrested for because they told me I would be discharged right away. I did not know I was arrested for some crime. I thought something was the matter with the house and they arrested everybody in it. I did not know what Marks and I were arrested for. I was questioned at the headquarters as to what I knew about the Kalisher burglary, and later on I was told that I was supposed to have stolen that coat and vest. Then I told them that I bought the coat and vest of Paul Salvini they said they would go and ask him, and I said "all right."

I first learned I made a mistake about the coat at Essex Market. I told Marcy Marks that that coat and vest came from him. He said, "yes, I don't want you to say nothing." Why? I asked. He told me all about it. He said, "It was me took the vest and coat," and if you say that you got that coat and vest from me, I will implicate you in it." Then I kept still; then I knew it was stolen property. Mr. Lyman and Mr. McManus came up to the Trubbs to see me. Mr. Lyman did not see me twice since that and I did not refuse to say a word about it. He asked me yesterday in the box about it but not before. I heard Salvini say down at the Headquarters that that was not the coat and vest he made for me (the one which I got from Marks) I said nothing. They took the coat and vest away from me. While I was in the Trubbs Kleinbaum was on the top tier; he sent me down a note; the District Attorney has got the note. I did not know that Kleinbaum was a receiver or a thief or a bad character. I know it now. I had seen him half a dozen of times in three months.

Did you ever know that he had a ^{very} bad record in the District Attorney's office, and that they knew him "like a leaf" down there? No sir. I recognize the letter now shown me. I received it in the Tombs from Kleinbaum almost a week ago and I kept it since then.

By Counsel When Mrs. Benjamin told you that Marcy had a coat and vest which would fit you, or words to that effect, did Mrs. Benjamin go up stairs with you? I went up stairs and she followed me into the very room in which I was bargaining for the coat and vest; she was in the room while I was bargaining for it. I have not subpoenaed Mrs. Benjamin up to now. I had no lawyer until yesterday.

Rebecca Benjamin sworn. I live at 116 Essex St. and know Fies for a week before this happened. He and some other young men were arrested in my room. I keep a coffee house. I was sleeping in the bed room and Fies and others were there sitting in my store playing cards. They woke me up, and when I came in there was ^{you} Fies, and he told me that he bought a coat and a vest. I did not see who he

bought it from. I never mix with those people I was always in my room. I did not tell Wm Fies that Marcy Marks had a coat and vest. He showed me a coat and vest, but I do not know which one it was. I could not tell you if it was two or three days before the arrest. I would not know it if I saw it. I did not pay marked attention to it except that it was black. I guess it was a Prince Albert, I do not know positively. I don't know what a Prince Albert coat is. It was like the one now shown me, but I could not tell whether that is the same. Cross Examined. I did not go up stairs with Fies and see Marks take the coat off his shoulders and give it to Fies. I never told Fies that Marks had a coat and vest that would fit him and that he had better buy it. I never said that I was asleep, they woke me up and when I came in I saw Wm Fies and Mary Faust was present. He said he bought a vest and a coat. I was not paying much attention to it. I had to go to attend a customer. I looked. I saw he had a black coat and vest. Who besides Mary Faust was in when he said he bought the coat and vest? She is here in Court.

Mary Faust, sworn and examined, testified. Did you see the witness that was on the stand a few moments ago prior to you? Yes. Did you see Willie Kiss come in that store that afternoon? I was sitting in the store and he came down; all he told me was he bought a coat and vest. He bought it from whom, whom did he say? I could not say; he did not tell me who he bought it from. He came down stairs and told you he bought a coat and vest? Yes sir. Were you in the store when he came in? Yes, I was. Did he come from up stairs or come from the street? I do not remember that, I think he came from the street. Where did he go when he came in from the street, was it then that he said he bought a coat and vest? I could not say, he was in the store when I went to my own room. Was it as soon as he came in from the store that he said he bought this coat and vest? Yes sir.

By the Court. Did he call your attention to the coat and vest? No sir. I did not pay any attention to him at all.

Isadore Kleinbaum, sworn and examined.
I have just pleaded guilty to receiving stolen
goods. I wrote the letter now shown me and
sent it to the defendant Feiss. (Marked defen-
dant's exhibit A.) What did you mean when
you said in this letter that they were
going to implicate you, who did you
mean were going to implicate Feiss.
Objected to. Objection sustained.

Had you a talk with Marcy? No sir; all
as I ever spoke to Marcy was, that he say,
if Willie would say anything, why he
would tell all he knew. That is all was
said to me; that is all I know about the
case. Marcy said he would tell all he knew
if Feiss said anything - he would tell
all the truth or tell all he knew. I don't
know which, I could not exactly say.

Q And then you wrote this letter and said
that Marcy would implicate him, is
that right? I guess, I suppose I did if I
wrote the letter. I don't know whether it is
all my handwriting or not. [Witness
looked at the letter.] It is all in my
handwriting. I don't recollect very well
whether I wrote it after I had a talk with
Marcy or before. I am on bad terms

with Mancy. I have got nothing to do with him. I did not know what I was brought here for. I thought I was brought down to plead. I said I would tell all I knew when I got on the witness stand. I pleaded guilty to the charge for which I was indicted as my counsel told me to do.

The jury rendered a verdict of guilty of burglary in the third degree. The defendant was remanded for sentence.

POOR QUALITY
ORIGINAL

0936

Testimony in the
case of
William Geo
filed May 1890.

POOR QUALITY
ORIGINAL

0937

PART
The Court is held in the Court House, 32 Chambers Street.

Court of General Sessions.
COUNTY OF NEW YORK.

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

} ss. To

Mrs Benjamin

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, to be holden in and for the said City and County of New York, at the City Hall of the said City, on *Tues* day, the *17th* day of *June* ~~not forthwith~~ instant at the hour of eleven in the forenoon of the same day, as a witness in a criminal action, prosecuted by the people of the State of New York, against

William Peis

Dated at the City of New York

By order of the Court,

JOHN SPARKS, Clerk of Court.

Geo. B. ...
Counsel for Defendant.

32 Chambers Street

New York General Sessions
The People vs
appt
William Teis.

City of New York ss.

Alexander Teis being
Duly sworn says that he is of
the age of 18 years and that on
this 17th day of June ^{between the hours of 12 M & 1 P.M.} 1890, at No.
116 Essex Street in said City of
New York he personally served
upon Mrs Benjamin with a
copy of a subpoena of which
the annexed is a counter part.
by leaving and delivering
the same personally with
said Mrs Benjamin. That
he knew the person so served
to be the one mentioned and
described in said subpoena.
Deponent further says that
at the time of service aforesaid
he explained the nature of
said subpoena to said Mrs
Benjamin and stated that her
attendance was required forth-
with. and that in reply said

POOR QUALITY
ORIGINAL

0939

Mrs Benjamin stated that she
would not obey said subpoena
and would not come to
court

For on to be paid see
this 17th day of June 1895
Subscribed
Mary Public
Kings. City filed in N.Y.C.
Alexander Tice

POOR QUALITY
ORIGINAL

0940

My General Room

The People's

- no -

William Davis,

off of service

in England

POOR QUALITY
ORIGINAL

0941

Mrs Benjamin -
Street prostitute
grocer Munnings and many
walsh and others has
rooms engaged from her

Her son was arrested
4 weeks ago for stabbing
Maurice Roe

She had a clock part of
a sitting from Broom
it and has mounted
which she took away
before me heard
of it -

District Attorney's Office
City & County of
New York

POOR QUALITY
ORIGINAL

0942

Send Answer as
Order

Glincy 4th tier

Cell 124

Mary and Jack

is going to

take a plea to

Betty

Lawrence

Let me know if you

Don't mention

William F. Eis

Cell 64

2nd tier

POOR QUALITY
ORIGINAL

0943

Dear Friend Willie
I don't know what to do
in my case I don't stand
any show at all Marcy and
Jesse can turn me out if
they want to but they
don't want to touch me with
Dear Friend Willie are you
going to stand trial or not
Let me know Dear Friend
Willie I don't know what
to do stand my trial or
take a plea to Burglary
in the absence of I can
get it to attempt of
Burglary Please give me
advice what to do
and what you are going
to do Let me know

Dear Friend Willie
be kept ~~in~~ ⁱⁿ ~~the~~ ^{the} ~~case~~ ^{case}

POOR QUALITY
ORIGINAL

0944

I you intend to say on
the day of your trial
Dear Akanda Miller If I
was in your place I would
stand trial and tell all
I know but they will turn
around and I replicate you
and say you was with
them they got you where
they want you Let me
know what your Old
man says if he intends
to do anything for you or
not please Let me know
whether I should stand
my trial or not I know
I dont stand a show
Because I have a very
Bad Record Down the
District Attorney's office and
they run me like a dog
down there

POOR QUALITY
ORIGINAL

0945

Police Court— 3 — District.

City and County } ss.:
of New York,

of No. 118 Broome

occupation

Juror

Street, aged 23 years,

being duly sworn

deposes and says, that the premises No 118 Broome Street, 13th Ward

in the City and County aforesaid the said being a Tenement house.

the second floor front
and which was occupied by deponent as a dwelling apartment

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

were BURGLARIOUSLY entered by means of forcibly breaking the
lock of the door with some strong
instrument

on the 20 day of May 1897 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

Three overcoats three suits of clothes one
clock three dresses one wrap one
waist one jacket and one clock the
whole valued at Two Hundred and
Sixty three dollars

\$ 263 ¹⁷/₁₀₀

the property of

Deponent

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

William Feis (now here)

for the reasons following, to wit:

Deponent's wife Jennie Wahlfeld.
securely locked and bolted the rooms and
doors of said premises at the hour of
one o'clock p.m. on said date. at the
hour of four p.m. on said date Jennie
Wahlfeld returned and found that
said premises were broken open and
said property was missing.
Deponent is informed by Officer

POOR QUALITY
ORIGINAL

0946

Lipman of the Central Office that he arrested
the defendant in whose possession was
found a coat and vest which properly
are proved identical as being part of
the property stolen from his premises.
Defendant thereupon charges this defendant
with having taken carried away and
burglariously stolen said property and
prays that he be held to answer
Julius Wohlbeed

Done before me
this 24th day of May 1890
Charles J. Smith
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer General Sessions.

POOR QUALITY
ORIGINAL

0947

CITY AND COUNTY } ss.
OF NEW YORK,

aged 20 years, occupation house of No. 118

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

Sworn to before me, this 24
day of May 1889

Jenny Wohlfeld

Charles W. Tarrant
Police Justice.

POOR QUALITY
ORIGINAL

0948

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Feis 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. *William Feis*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *309 E 3rd Street 3 years*

Question. What is your business or profession?

Answer. *Cl Peddler*

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

Answer.

I am not Guilty
William Feis

Taken before me this *1st*

day of *March* 188*9*

Charles W. Fairbank Police Justice

POOR QUALITY
ORIGINAL

0949

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

Police Court---
District. 3813

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Rockefeller
115 Park Avenue
William Davis

2 _____
3 _____
4 _____
Offence Burglary

Dated May 24 1890

James
Magistrate.
Officer.

Witnesses
William Rockefeller
Paul Robinson
Street.

No. 90 RECEIVED
Street.

No. 10000
to answer.

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

Dated May 24 1890 Charles K. Winter Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0950

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Feis

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

William Feis

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

The said

William Feis

late of the *Thirteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *twentieth* day of *May* in the year of our Lord one
thousand eight hundred and ~~eighty~~ *ninety*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

Julius Wohlfeld

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

Julius Wohlfeld

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

POOR QUALITY
ORIGINAL

0951

SECOND COUNT—

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

William Feis

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

The said

William Feis

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 said day, with force and arms,

three overcoat of the value of twenty dollars each, three coats of the value of fourteen dollars each, three vests of the value of seven dollars each, three pair of trousers of the value of nine dollars each pair, one clock of the value of five dollars, three dresses of the value of twenty-five dollars each, one wrap of the value of ten dollars, one waist of the value of ten dollars, one jacket of the value of five dollars, and one cloak of the value of ten dollars

of the goods, chattels, and personal property of one

Julius Wohlfeld

in the dwelling house of the said

Julius Wohlfeld

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

POOR QUALITY
ORIGINAL

0952

THIRD COUNT.

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

William Feis

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

The said

William Feis

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

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

of the goods, chattels and personal property of

Julius Wohlfeld

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

Julius Wohlfeld

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

William Feis

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

JOHN R. FELLOWS,

District Attorney.

0953

BOX:

394

FOLDER:

3673

DESCRIPTION:

Feldman, Jacob

DATE:

05/29/90



3673

POOR QUALITY
ORIGINAL

0954

308.

Counsel, E. S. Washburn
Filed 29 day of May 1890
Pleads, Not Guilty

THE PEOPLE

vs.

Jacob Feldman

Grand Larceny, Second Degree.
[Sections 528, 581 Penal Code]

June 1 12-
June 3 ADP
JOHN R. FELLOWS
June 3 Pl 1 argued by order of at 11:00 a.m.
on the ground that this was the first time
the case was on the calendar. ADP

June 14 Pl 1 ADP
June 5 Pl 1 ADP

A True Bill.

Chas. B. Roberts
June 6/90 Foreman.
Spiced & Kezented

Witness

Jacob Roberts
Officer Delig

POOR QUALITY
ORIGINAL

0955

People's 4 Co 3
Police Court—1-5/90 District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 9 Bayard Street, aged 16 years,
occupation Book Keeper being duly sworn
deposes and says, that on the 6th day of April 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:

Thirty five dollars in food and
Lawfull money of the United States
and one pocket book valued at fifty
cents the whole valued at thirty five
dollars and fifty cents

\$ 35 ⁵⁰/₁₀₀

the property of

Deponent

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

Jacob Feldman (now here)
in the following manner to wit:

Deponent had said property in the pocket
of Deponents Coat, in the rooms at 72
14 Delancey Street which rooms were
jointly occupied by Deponent and
Defendant as sleeping apartments.

Deponent missed said property and
caused the arrest of the Defendant
in whose possession was found the ^{part of} said
property. Defendant after being informed
of his rights admitted having found
said property. Deponent thereupon charges
the Defendant with having taken carried
away and stolen said property and
prays that he be held to answer.

Jacob Rubini

Sworn to before me, this
14 day of
April 1890
Charles W. Hendricks Police Justice.

POOR QUALITY
ORIGINAL

0956

Sec. 198-200.

8 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Jacob Feldman being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h^e 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. *Jacob Feldman*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *111 Delancey Street 2 months*

Question. What is your business or profession?

Answer. *Operator*

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 I found
the property on the Fed.
Jacob ^{his} Feldman
Mark*

Taken before me this *14*

day of *May* 1890

Charles H. Stanton

Police Justice.

POOR QUALITY
ORIGINAL

0957

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

Police Court---

3

1935
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John J. Sullivan
99 Broadway St
John J. Sullivan

1
2
3
4

Offence

Larceny
Felony

Dated

May 12

1890

Paulor

Magistrate.

John J. Sullivan

Officer.

Witnesses

Precinct.

Witnesses

No. 111 DeLancey

Street.

John J. Sullivan

No. 157

Street.

John J. Sullivan

No. 98

Street.

John J. Sullivan

to answer



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 _____

Sufaudaus

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

Dated May 12 1890 Charles W. Winter 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

0958

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jacob Feldman

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

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

The said

Jacob Feldman

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

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

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *thirty-five dollars and*

one pocket-book of the value of
fifty cents

of the goods, chattels and personal property of one *Jacob Rubin*
then and there being found,

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

JOHN R. FELLOWS, District Attorney.