

0799

BOX:

490

FOLDER:

4478

DESCRIPTION:

Federlein, Walter

DATE:

08/05/92



4478

0800

POOR QUALITY ORIGINAL

Witnesses:

Counsel:

Filed:

day of

188

Pleads:

THE PEOPLE

vs.

Walter Swales

Grand Larceny, Second Degree. [Sections 628, 631, Pennl. Code.]

Case 1 cv 19 93 RSR

DE LANGEY NICOLL

District Attorney

Filed June 13, 93
June 27, 93

A TRUE BILL

Alfred D. Wynn

Foreman

Off. Court Clerk 72

Vol. 20 - Part 2

11 October 1893

July 20 - 1893

0801

POOR QUALITY ORIGINAL

Police Court

2 District.

Affidavit—Larceny.

City and County of New York, ss:

Lewis S. Samuel

of No. 66 Liberty Street,

aged 37 years,

occupation Lewis being duly sworn,

deposes and says, that on the 22 day of June 1892 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Three hundred dollars in money and one gold cased watch together of the value of three hundred and seventy four dollars

the property of Applicant

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

Walter Federlein

from the fact that on said date deponent entrusted the Applicant with a check drawn upon the National Bank Bank for the amount of three hundred dollars and a gold watch of the above named value. That after departing with said property the Applicant is informed by the Cashier of said Bank said check was cashed and the money received by said Federlein Applicant now says that the Applicant did not return with the money so received

Sworn to before me, this

1892

of Police Justice.

0802

POOR QUALITY ORIGINAL

and has appropriated the same
to his purpose as well as the
watch above named.

Lewis S. Samuel

Sworn to before me
this 2nd day of August 1892

A. J. White

John Justice

0803

POOR QUALITY ORIGINAL

(1885)

2 District Police Court.

Sec. 198-200.

CITY AND COUNTY OF NEW YORK

Walter Federlein 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. *Walter Federlein*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *NY*

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

Answer. *168 E 11th St.*

Question. What is your business or profession?

Answer. *clerk*

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

Answer. *I am guilty I lost some of the money and was afraid to go back to my employer
Walter Federlein*

Taken before me this *189* day of *August* 189*8*
[Signature]
Police Justice

0804

POOR QUALITY ORIGINAL

BAILED,

No. 1, by David Ferry

Residence 169 West Street

No. 2, by _____ Street

Residence _____ Street

No. 3, by _____ Street

Residence _____ Street

No. 4, by _____ Street

Residence _____ Street

Police Court, _____ District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David Ferry
169 West
Street

2 _____
3 _____
4 _____
5 _____
6 _____
7 _____
8 _____
9 _____
10 _____

Dated Aug 2 189 2

John P. ... Magistrate

Stumpson & ... Officer

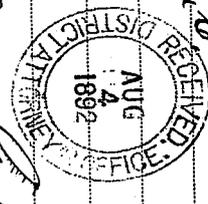
Witnesses David ...

No. 106 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 David Ferry

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

Dated, Aug 2 189 2 *John P. ...* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0005

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK,

... against ...

Walter Federlein

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

Walter Federlein

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

The said Walter Federlein

late of the City of New York in the County of New York aforesaid, on the 22nd day of June in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms, in the day time of said 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 \$300. one hundred

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 one hundred

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

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

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

watch of the value of twenty-five dollars

of the goods, chattels and personal property of one Lewis S. Samuel then and there being found,

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

DE LANCEY NICOLL, District Attorney.

0806

BOX:

490

FOLDER:

4478

DESCRIPTION:

Feeley, Mary

DATE:

08/19/92



4478

0807

POOR QUALITY ORIGINAL

Counsel,
Filed: 19 day of Aug
Pleads: 1902
1892

Grand Larceny, Second Degree
[Sections 223, 224, 225
Penn Code.]

THE PEOPLE

vs.

Mary Kearney

DE LANCEY NICOLL,
District Attorney.

Part II. Sept 9-92

A TRUE BILL.

Alex. S. Agard

Foreman.

Part 3. Sept 9/92
Defendant discharged
and verbal recognizance

Witnesses:

Edwin McDonald

after an impley
- tion of this case
& being commenced
of the respectability
of the defendant
and that it is her
pleasure to ask
that she be discharged
on her own
recognizance -
Sept 9/92 J. M.
A.D.A.

0000

POOR QUALITY ORIGINAL

1377

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation John Lynch Police Officer of No. 16 Bechan Street, being duly sworn, deposes and

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

Sworn to before me, this 12 day of Sept, 1899 John Lynch

John Lynch
Police Justice.

0809

POOR QUALITY ORIGINAL

Police Court 2nd District.

Affidavit—Larceny.

City and County of New York, } ss: Annie McDonald
of No. 267 Ninth Avenue Street, aged 39 years,
occupation Married Woman being duly sworn,

deposes and says, that on the 3rd day of August 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the daytime, the following property, viz:

One pair of gold earrings one small gold ring one diamond scarf pin one babies pin all of the value of Thirty five dollars

the property of Deponent and her husband John McDonald

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 Mary Henry

now her from the fact that deponent missed said property from a trunk in the bed room in deponents apartments to 267 Ninth Avenue and the deponent admitted and confessed to deponent in the presence of Officer John J. J. of the 16th Precinct that she had stolen said property and pawned the same at two pawn offices and the deponent gave said Officer two tickets, hereto annexed representing a portion of said property.

Annie McDonald
man

Sworn to before me this 3rd day of August 1897 at New York N.Y.
of John McDonald
Police Justice.

0810

POOR QUALITY ORIGINAL

(1885)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK

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

Question. What is your name?

Answer.

Mary Feeney

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York

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

Answer.

448 West 53rd St. 2 Months

Question. What is your business or profession?

Answer.

I am dress

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 Feeney*

day of

Taken before me this

189

Police Justice.

0811

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
 Residence _____
 Street _____

No. 2, by _____
 Residence _____
 Street _____

No. 3, by _____
 Residence _____
 Street _____

No. 4, by _____
 Residence _____
 Street _____

Police Court,

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. *Amie McShane*
 2. *Mary Jones*
 3. _____
 4. _____

Offense: *Ransom*

Dated _____ 189

Magistrate

Officer

Witness

No. _____ Street _____



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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *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, *Aug 15* 189 *John Ryan* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0812

POOR QUALITY ORIGINAL

605

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 Feeney

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

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

The said

Mary Feeney

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

one pair of earrings of the value of ten dollars, one finger ring of the value of five dollars, one scarf-pin of the value of fifteen dollars, one other pin of the value of five dollars

of the goods, chattels and personal property of one Annie McDonald

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.

0813

POOR QUALITY ORIGINAL

SECOND COUNT—

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

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

The said

Mary Feeney

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

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

Annie McDonald
of the goods, chattels and personal property of one

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

unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

District Attorney.

0814

BOX:

490

FOLDER:

4478

DESCRIPTION:

Ferguson, Helen

DATE:

08/16/92



4478

0815

POOR QUALITY ORIGINAL

Witnesses:

The defendant & complainant have exchanged releases in this matter, & full satisfaction has been made. Motion is now made to compromise this matter under consent of the Court. Under the circumstances I can see no objection to granting the motion for the Court's consent & the dismissal of this indictment.

Aug 15, 1892.

Vernon M. Davis
Clerk

Admitted

Counsel,

Filed

Pleads,

16 day of Aug 1892

THE PEOPLE

vs.

Helen Ferguson

George W. Nicoll

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen C. Ferguson

Foreman.

On recom. of Justice City
indict. dis. *RBH*
Aug 17/92

1000 1/2 St. N. W. Wash. D. C. 20512
5th St. N. W. Wash. D. C. 20512

0815

POOR QUALITY ORIGINAL

READ CAREFULLY BEFORE SIGNING.

LAWS OF 1882—CHAPTER 384. SECTION 571—A person who, having theretofore executed a mortgage of personal property, or any instrument intended to operate as such, sells, assigns, exchanges, secretes, or otherwise disposes of any part of the property, upon which the mortgage or other instrument is at the time a lien, with intent thereby to defraud the mortgagee, or a purchaser thereof, is guilty of misdemeanor.

Know all Men by these Presents, THAT

Louise Liebert

of the City of New York, County of New York and State of New York, party of the first part, for securing the payment of the money hereinafter mentioned, and of the promissory note hereunto annexed, as well as of the several installments therein specified, and in consideration of the sum of One Dollar duly paid by

J. HEYMAN.

party of the second part, at or before the ensembling and delivery of these presents, the receipt whereof is hereby acknowledged, have bargained and sold, and by these presents do grant, bargain and sell, unto the party of the second part, his executors, administrators and assigns, the goods and chattels mentioned in the schedule hereunto annexed and now contained in the premises known as #. 312. W. H. 9. S. N. ... in the City of New York, County of New York and State of New York, to have and to hold all and singular the goods and chattels above bargained and sold, or intended so to be, unto the said party of the second part, his executors, administrators, and assigns, forever. And the said party of the first part, his heirs, executors, administrators, all and singular, the said goods and chattels above bargained and sold, unto the said party of the second part, his executors, administrators and assigns, against the said party of the first part, and against all and every person or persons whomsoever, shall and will warrant and forever defend. Upon condition that if the said party of the first part shall well and truly pay unto the said party of the second part, his executors, administrators or assigns, the sum or sums of money mentioned in the said promissory note hereunto annexed, as the same fall due, according to the terms of said note, then these presents shall be void. And the said party of the first part, for herself, her heirs, executors, administrators and assigns, do covenant and agree to and with the said party of the second part, his heirs, executors, administrators and assigns, that in case default shall be made in the payment of said promissory note, or of any of the installments, therein specified; or in case the said party of the first part, shall not keep the aforesaid goods and chattels well and safely insured in a fire insurance company acceptable to the party of the second part, his agents or attorneys, or pay the party of the second part the premium for such insurance; or in case any attachment, execution or other process shall be levied on the goods and chattels aforesaid; or in case the said party of the first part shall remove or attempt to remove the said goods or chattels from the premises where they now are, or suffer or permit the same to be done, or in case they shall be removed therefrom by any person without the consent in writing of the party of the second part, his agents or attorneys; then, in that, or in either case, the said promissory note and all the sums therein mentioned, and the whole amount thereof, shall forthwith become due and payable, and it shall and may be lawful for and the said party of the first part do hereby authorize and empower the said party of the second part, his executors, administrators and assigns, with the aid and assistance of any person or persons, to enter any place or places wherein the said goods or chattels are or may be placed, and take and carry away the said goods and chattels and to sell and dispose of the same at public or private sale and out of the money arising therefrom, to retain and pay the said sum or sums in and by the said promissory note agreed to be paid, and all attorney's fees, charges and expenses of whatsoever kind incurred, rendering the overplus, if any, unto the party of the first part, or his legal representatives. And it is agreed that any neglect to foreclose, or any consent to waive the right to foreclose arising from a violation of the aforesaid conditions by non-payment of any installment, neglect to insure, or removal or attempted removal of said goods and chattels, shall not be construed as a general waiver of any of the conditions herein specified; but in case of any subsequent violation of any of said conditions, it shall be lawful for the party of the second part to enter, possess and sell as if such previous violation of said conditions, or any of them, had not been waived. And, until default be made in the payment of the said promissory note, or of the several installments thereof, according to its terms, and until violation of any of the conditions herein specified, on the part of the party of the first part to be observed, the said party of the first part to remain and continue in the quiet and peaceable possession of the said goods and chattels and the full and free enjoyment of the same.

In Witness Whereof, I the said part of the first part, have hereunto set my

hand and seal the ... day of ... one thousand eight hundred and ...

Signed, sealed and delivered in presence of

Louise Liebert

0817

POOR QUALITY ORIGINAL

Promissory Note Referred to in the Foregoing Instrument.

NEW YORK, Aug 1 1891
after date, for value received I promise to pay to myself Fifty Dollars, with interest, at and after the rate of six per cent. per annum at in the City of New York, without grace.

State of New York: On this Aug 1 1891 before me City of New York ss. personally came and appeared Louise Seibert and County of New York and to me known, and known to me to be the individual described in and who executed the foregoing instrument, and duly acknowledged to me that he executed the same, and also acknowledged that he made and delivered the foregoing promissory note.

Notary Public for the City and County of New York, (No.

City and County of New York, ss.

Louise Seibert being duly sworn, depose and say that she is the person described in the within instrument as mortgagor of the goods and chattels referred to therein and more particularly set forth in the annexed inventory; that the said goods are now contained in the premises aforesaid and are the sole property of deponent; that the same are free from mortgage, attachment, execution, levy, bill of sale or lien of any description whatsoever and that no judgment or debt of any kind exists against said goods or deponent that this affidavit is made for the purpose of obtaining the loan within set forth and prior to the making thereof. Sworn to before me this Aug 1 1891 Louise Seibert

Notary Public for the City and County of New York, (No.

337 W 43 St
No. 1172
Chattel Mortgage dated Aug 1 1891
Mortgagor Louise Seibert
Filed M.

SCHEDULE ABOVE REFERRED TO.

- 35 yds Brussels Carpet
1 Dress S. M.
1 B. W. Lounge
1 Oak Cab. Table
5 Chairs
1 B. W. Bedstead, single
1 Oak " with wire mattress feather Bed etc
1 B. W. Dresser
1 " " " Stand
1 Baby Carriage
1 B. W. C. B. Rocker
6 " " " Chairs
1 B. W. Clock
1 Looking Glass 14 ft.
5 framed pictures family
1 Childs game Rocker
1 #14 Oak Box
1 Mattress
1 Feather Bed
1 B. W. Single Bedstead
1 Pure Mattress
1 Straw Mattress
2 Rugs
1 Kitchen Table
" " chairs
1 Cooking Stove
2 yds. oil cloth
all Dishes, St. ware
Crockery, Furniture, Carpets
Bed & Table linen, bedding
etc in flat
Louise Seibert
I hereby authorize Pl. more to follow within mt.
J. H. Hupman

0818

POOR QUALITY ORIGINAL

Police Court 4 District

City and County of New York ss.

Louisa Siebert

of No. 337 West 43 Street, aged 37 years,

occupation Rep House being duly sworn, deposes and says,

that on the August day of 1891, at the City of New York, in the County of New York,

one Mrs Cohen, did receive from
 Deponent certain interest in a loan
 to deponent, greater than is allowed
 by statute, in violation of Section 278
 of the Penal Code of the State of
 New York for the reasons following to
 wit: That previous to said date deponent
 saw an advertisement in the New York
 State Zetting a daily newspaper
 published daily in the City and County
 of New York, advertising loans on furniture
 and household utensils, &c. That
 deponent, in answer to the said advertise-
 ment went to the address mentioned in
 the advertisement which was to 110 East
 135th Street and met said Mrs Cohen
 and she, Mrs Cohen, represented to deponent
 that she was the manager of the
 American Loan Company and as such
 manager loaned monies for the said
 Company. That deponent asked said
 Mrs Cohen for a loan of fifty dollars and
 said Mrs Cohen sent a man to deponent's
 house to examine her property. That the
 said man came to deponent's house and
 returned deponent a gain went to see said
 Mrs Cohen, and said Mr Cohen asked deponent
 to sign a certain paper which is hereto annex-
 ed and which deponent knows nothing
 about. That deponent signed the said paper
 and that said Mrs Cohen then laid the said
 sum of fifty dollars on a table and asked
 deponent to give her ten dollars back which
 she, Mrs Cohen, said was interest in the loan

0819

POOR QUALITY ORIGINAL

Police Court District.

City and County of New York } ss.

of No. Street, aged years, being duly sworn, deposes and says, occupation day of 189, at the City of New York, in the County of New York,

That deponent did not receive the fifty dollars and while the said money was lying on the table, said Mrs Cohen took the said ten dollars. That deponent agreed to pay said Mrs Cohen the sum of four dollars monthly as payments and interest on the said loan for a period of eighteen weeks. That said Mrs Cohen took four dollars and told deponent that it was the first payment on the loan. That deponent in fact at that time only received thirty six dollars. That deponent since then has paid to said Mrs Cohen the sum of fifty six ⁵⁰ dollars. That on the 28th day of July said Mrs Cohen sent a marshal to deponent's house and took ~~all the furniture~~ one sewing machine, one large bureau and contents, one lounge, one wash stand, one chair, one rocker and one clock. That since that time deponent has seen Mrs Cohen and she told deponent that in payment of sixteen ⁵⁰ dollars deponent could have the said property taken.

Therefore deponent charges said Mrs Cohen with illegally and unlawfully and willfully receiving interest on money in excess of the amount allowed by law and prays that she be apprehended and dealt with according to law.

Sworn to before me on the 20th day of August 1897

Louise Siebert

J. J. ...
Julius ...

0820

POOR QUALITY ORIGINAL

Sec. 198-200

11 District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Kelvin Ferguson 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. *Kelvin Ferguson*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer, *New York City*

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

Answer. *206 West 134th St. 2 years*

Question. What is your business or profession?

Answer, *Clear*

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 and demand a jury trial*

Kelvin Ferguson

Taken before me this day of *August* 19*65*

[Signature]
Police Justice.

0821

POOR QUALITY ORIGINAL

Sec. 151.

Police Court 4 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 Louisa Siebers of No. 337 West 43 Street, that on the 1 day of August

1887 at the City of New York, in the County of New York, me Mrs Cohen, did unlawfully and wilfully receive from complainant certain interest in a loan of money said interest being in excess of the amount provided by law

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 4 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 3 day of August 1887

J. Hill POLICE JUSTICE.

0822

POOR QUALITY ORIGINAL

Age 25. Ws. nos 206 E. 122 St.

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.

Dated 188

Police Justice.

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-General.

vs.

Dated July 2 1882

Magistrate.

Smalley, Officer.

The Defendant Allen Ferguson taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Smalley, Officer.

Dated July 3 1882

This Warrant may be executed on Sunday or at night.

Police Justice.

0823

POOR QUALITY ORIGINAL

BAILED.

No. 1 by

Residence

No. 2 by

Residence

No. 3 by

Residence

No. 4 by

Residence

32 Hudson Street

Street

Street

Street

Police Court--- 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anna Dickson
337 W 43
John Ferguson

Offence

Wanted

Dated August 3 1892

Richard S. Kilbrack

Officer

Amosburg

Officer

Witnesses

No. Street



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

Defendant

guilty thereof, I order that she be held to answer the same and she be admitted to bail in the sum of 5 Hundred Dollars; and be committed to the Warden and Keeper of the City Prison, of the City of New York, until she give such bail.

Dated August 3 1892 Police Justice.

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

Dated Aug 3 1892 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.

0824

POOR QUALITY
ORIGINAL

District Attorneys Office,
City & County of
New York.

the rate of interest upon the loan or
forbearance of any money to shall be
six dollars upon one hundred dollars for
one year and after that rate for a
greater or less sum or for a longer
or shorter time.

MRS. (8 Ed) Vol IV p 2512 '51
Title III § 1

0025

POOR QUALITY ORIGINAL

COURT OF GENERAL SESSIONS, PART I.

-----x
 :
 The People :
 :
 against :
 :
 Helen Ferguson. :
 :
 -----x

City and County of New York, SS:

Louisa Seibert being duly sworn says, that she was the complainant before the Police Justice in the above matter. That deponent has settled all matters in controversy between her and the defendant and is fully satisfied therewith; that the goods which were mortgaged by deponent and which were taken from deponent under foreclosure have been returned to her and she has received the sum of Nine dollars for expenses; that the defendant has released deponent from all claims against her and deponent has also released defendant herein from all claims she has against her.

Sworn before me this

14 day of August 1892.

Jan. C. Decker
 Notary Public
Wm. C. Decker

Louisa Seibert

0826

POOR QUALITY ORIGINAL

COURT OF GENERAL SESSIONS, PART I

-----x
 The People :
 against :
 Helen Ferguson :
 -----x

City and County of New York, SS:

Etta Forgotston being duly sworn says , that she is the defendant above named, and person intended herein. That her name is not Helen Ferguson, although almost everyone pronounes it in that manner; that the matter in controversy was settled on the 6h day of August 1892 with Louisa Seibert the complainant herein by delivering tt her the goods covered by the chattel mortgage made by her and paid to her the sum of Nine dollars for expenses; that the parties exchanged general releases ; the release from said Louisa Seibert to deponent being in deponent's possession.

Sworn before me this
 17th day of August 1892.

J. K. Frey
 Notary Public
 NY Co 17



0827

POOR QUALITY ORIGINAL

General Release—696.

John Polhemus, Printer and Mfg Stationer, 102 Nassau St., N. Y.

To all to whom these Presents shall come or may Concern,

Greeting: Know Ye, That I Louisa Siebert of the City of New York

for and in consideration of the sum of Two dollars

lawful money of the United States of America to me in hand paid by Emma Forzobata and Philip H. Moss

the receipt whereof is hereby acknowledged, have remised, released, and forever discharged, and by these presents do for myself heirs, executors and administrators, remise, release and forever discharge the said Emma Forzobata and Philip H. Moss

heirs, executors and administrators, of and from all, and all manner of action and actions, cause and causes of actions, suits, debts, dues, sums of money, accounts, reckonings, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, extents, executions, claims and demands whatsoever, in law or in equity, which against them or either of them

I ever had, now have or which I heirs, executors or administrators, hereafter can, shall or may have for, upon or by reason of any matter, cause or thing whatsoever from the beginning of the world to the day of the date of these presents.

In Witness whereof, I have hereunto set my hand and seal the sixth day of August in the year one thousand eight hundred and ninety two.

Sealed and delivered in the presence of Jas. C. de Fallaire

Louise Siebert



0828

POOR QUALITY ORIGINAL

State of *New York*
County of *New York* } ss:

On the *11th* day of *August* 18*92* before me personally appeared *Louisa Liebert*

to me known, and known to me to be the same person described in and who executed the within instrument and *she* acknowledged to me that *she* executed the same.

Jas. C. deFurure
Notary Public
M. Co

Louisa Liebert

vs

Leta Fitzgerald
vs

General Release.

0829

POOR QUALITY ORIGINAL

State of New York,
City and County of New York,

ss.

Louisa Siebert

of No. *337 West 43* Street, being duly sworn, deposes and says,

that *Helen Ferguson* (now present) is the person of the name of

Mrs Cohen mentioned in deponent's affidavit of the *2*

day of *August* 18*94* hereunto annexed.

Sworn to before me this *3*
day of *August* 18*94*

Louise Siebert

J. Wilbur POLICE JUSTICE.

0830

POOR QUALITY ORIGINAL

(455)

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Helen Ferguson

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

indictment accuse

Helen Ferguson

of the crime of

Taking Usury,

committed as follows:

The said

Helen Ferguson

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

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

did loan to one Louise Siebert the sum of fifty dollars of lawful money of the United States of America upon an agreement and understanding that in consideration of the said loan, the said Louise Siebert should then immediately return and pay back to the said Helen Ferguson the sum of the ten dollars of the said money so loaned, for interest upon said loan, and should weekly thereafter, for the period of eighteen

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POOR QUALITY ORIGINAL

weeks then next ensuing pay to the said Helen Ferguson the sum of four dollars in lawful money of the United States of America; pursuant to which said agreement and understanding and in and for consideration for and upon the said loan, the said Laurie Siebert did then and there immediately return and pay back to the said Helen Ferguson, the sum of ten dollars of the said money, so loaned, for interest as aforesaid, and the further sum of four dollars thereof as and for the first and one of the weekly payments so, as above alleged, agreed upon, in consideration of the said loan; whereby and by means whereof the said Helen Ferguson did then and there unlawfully directly receive interest and consideration upon the said loan greater than the rate of six dollars upon one hundred dollars for one year; 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.

By Lancy Nicoll
District Attorney

0832

BOX:

490

FOLDER:

4478

DESCRIPTION:

Ferris, George

DATE:

08/03/92



4478

0833

BOX:

490

FOLDER:

4478

DESCRIPTION:

Acker, Henry

DATE:

08/03/92



4478

0834

POOR QUALITY ORIGINAL

~~Deputy~~

#51

Counsel,

Filed 3 day of Aug 1892

Pleas, *Henry*

THE PEOPLE

vs.

George Davis
and
Henry Acker

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen D. Egger

Robert J. [unclear] Foreman.

Robert [unclear]
Robert [unclear]
Wm [unclear]

Witnesses:

Robert [unclear]
George [unclear]

Burglary in the Third Degree.
Section 105, 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.

0835

POOR QUALITY ORIGINAL

Police Court— 5th District.

City and County } ss.:
of New York,

Patrick Lippmann

of No. 71 E. 120 Street, aged 40 years,

occupation Fireman being duly sworn

deposes and says, that the premises No. 71 E. 120 Street, Ward

in the City and County aforesaid the said being a fire story room
stone flat house

and which was occupied by deponent as a

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

were BURGLARIOUSLY entered by means of forcibly unlocking
the door leading from the hallway
in the 4th floor of said premises into
said apartment— and entering said
premises with the intent to commit a crime
or about 26th day of July 1892 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

twelve faucets, and a quantity
of lead pipe, all of the value
of ten dollars.

the property of Mr Legg and in apartment 5th floor
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

George Ferris and Henry Acker (both names)

for the reasons following, to wit: that the door of said
apartment were securely locked and
fastened. said apartment— being unoccupied
at the time and said property therein
and on or about said date deponent
discovered that— said place had been
entered and said property taken there
from. and on deponent saw these
deponents leaving said premises

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POOR QUALITY ORIGINAL

with a parcel in their possession
 department caused their arrest on
 suspicion of having committed said
 burglary and after their arrest
 in open in the presence and hearing
 of department and Detective Edward
 Doyle the said defendants admitted
 and confessed that they had entered
 said premises and had stolen said
 property therefrom.
 Wherefore department prays the said
 defendants be held and dealt with
 according to law

Sworn to before me } Patrick Stigmance
 this 2nd day of July 1892 }
 John H. Woodis
 Police Justice

1888 Dated _____ Police Justice.

I have admitted the above named _____
 to bail to answer by the undertaking hereto annexed.
 1888 Dated _____ Police Justice.

I have admitted the above named _____
 to bail to answer by the undertaking hereto annexed.
 1888 Dated _____ Police Justice.

1888 Dated _____ Police Justice.

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

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

Police Court, _____ District.

THE PEOPLE, etc.,
 on the complaint of

Offence—BURGLARY.

1
2
3
4

Dated _____ 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No. _____ street.

No. _____ Street.

No. _____ Street.

§ _____ to answer General Sessions.

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POOR QUALITY ORIGINAL

51 District Police Court.

Sec. 199-200.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. George Ferris

Question. How old are you?

Answer. 27 years old

Question. Where were you born?

Answer. New York

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

Answer. 71 E. 120 St. 2 years

Question. What is your business or profession?

Answer. Electrician

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 entering the apartment - and stealing furniture. but no head pipe.

Geo Ferris

Taken before me this 28 day of July 1892
John W. ...
Police Justice.

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POOR QUALITY ORIGINAL

Sec. 198-200.

51 District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK, }

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

Question. What is your name?

Answer. *Henry Acker*

Question. How old are you?

Answer. *18 years old*

Question. Where were you born?

Answer. *Chicago Ill*

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

Answer. *71 East 20th St New York*

Question. What is your business or profession?

Answer. *Hatter*

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.
*We were hungry
and took six fancies.
H Acker*

Taken before me this *July 28* day of *July* 189*3*
John H. Bell
Police Justice.

0039

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

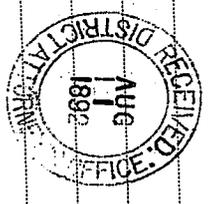
Patrick Fitzmaurice
 No. 71 2128
 1 *George Ferris*
 2 *Henry Adler*
 3 _____
 4 _____

Offense, *Burglary*

913

Dated *July 28* 189*2*

Ed. W. ... Magistrate.
Ed. W. ... Precinct.



No. _____
to answer _____
John ... 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 *George Ferris and Henry Adler* guilty thereof, I order that they be held to answer the same, and they be admitted to bail in the sum of *Five* Hundred Dollars, each, and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail.

Dated *July 28* 189*2* *John ...* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0840

POOR QUALITY ORIGINAL

453

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
George Ferris
and
Henry Acker

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

George Ferris and Henry Acker

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

The said

George Ferris and Henry Acker, both

late of the 12th Ward of the City of New York, in the County of New York aforesaid, on the
twenty sixth day of July in the year of our Lord one
thousand eight hundred and ninety-two in the day-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the building of
one John C. Clegg

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

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POOR QUALITY ORIGINAL

SECOND COUNT—

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

George Ferris and Henry Acker

of the CRIME OF *Petit* LARCENY

committed as follows:

The said

George Ferris and Henry Acker, both

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

*twelve faucets of the value of
fifty cents each and fifty pounds
of lead pipe of the value of
ten cents each pound*

of the goods, chattels and personal property of one

John C. Blegg

in the

building

of the said

John C. Blegg

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.

*De Lancey Nicoll
District Attorney*

0842

BOX:

490

FOLDER:

4478

DESCRIPTION:

Fickert, Henry

DATE:

08/04/92



4478

0043

POOR QUALITY ORIGINAL

Witnesses:

Counsel,

Filed 4th day of Aug 1892

Pleas, *Ignorance of Law*

THE PEOPLE

vs.

Henry Dickert

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John A. [Signature]
Foreman.

Wm. [Signature]
of [Signature] & [Signature]
At [Signature] [Signature] [Signature]

0844

POOR QUALITY
ORIGINALThe People
vs. Henry Fickert

Court of General Sessions. Part I
 Before Recorder Smyth. September 6. 1892.
 Indictment for assault in the Second degree
 Bruno Tescher, sworn and examined, testified
 Where did you live on the 16th of July 1892?
 First Avenue. What was your business at
 that time? I am the janitor of houses and a
 bookkeeper. Did you live in that house
 with your family on that day? Yes sir. I
 have a wife and five children. On the
 16th of July did you see the defendant? Yes
 in the morning at six o'clock. He was
 standing at the door; he said to me that
 he will lick the whole gang. I understood
 him to mean that he would lick the whole
 family. After he said that what did he
 do? No more; he remained standing there
 He went off. where did he go to that morn-
 ing after he left you? I did not see where
 he went I left him standing there
 at the door. He lives in the house. What
 time did he come back in the evening?
 Between five and six o'clock after he had
 beaten my daughter and I came down.
 What did he do to you? He hit me with a
 big stick on my arm. I was holding
 up my arm so that I should not re-
 ceive the blow on my head and I
 received it on the arm. How many

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POOR QUALITY
ORIGINAL

times did he strike you? Five or six times. How large a stick was it that he used? About three feet, and about the width of my wrist. Did he cut your body at all? Yes, it was swollen very much. Did blood come from the wound? Yes. Who was present when he struck you? Nobody was there, but my wife came down and took me up. I do not think she was there when he was striking me. Was your daughter there? She was in the room, she was not there I was beaten in the hall near the letter box in the hall of the house. After the defendant struck you did you see him go out? I ran back in the store. Did you come out again after you went in the store? No. When he struck you what did he say to you? He did not say a word. I did not say anything to him. I was going to go for a doctor on account of my daughter because she was beaten and as I was running out I received the blows from this man.

Cross Examined: Had you been working that day? No. Are you sure it was in the hallway of the house? Yes. Was it not in front of this

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POOR QUALITY
ORIGINAL

man's store? No sir. I am sure it was in the hall. Was that the first trouble you had with the defendant? Yes, the first time. Had you been pouring water over anybody that went into this man's store? No sir. Sophia Teuscher, sworn and examined. I am the wife of the last witness. Do you know the defendant? Yes. He lives in the same house with me. Did you see him on the evening of the 10th of July? Yes. I saw him. Did you see your husband there too? Yes. Did you see this man do anything to your husband? I did not see the actual beating but I saw my husband's arm. What was the condition of his arm? He had three or four boils on his arm; it was all swollen; we had a doctor to attend him. Did you see the defendant go into his store at that time? I saw him when he run out of the hall; he run out of the hall with a stick. I was excited. I could not give the size of the stick; it was a big stick. Was he running in the direction of your husband or running away from him? He was running away. There was your daughter at the time? She was up stairs when I saw his arm. she was full of blood; I thought it was blood; it was Polish from a

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POOR QUALITY
ORIGINAL

barrel; it was paint; it was polish that they use for polishing red. I thought when I saw it it was blood. She halloed that her eye pains her. When you saw this man running away did you hear him say anything? I did not hear. I was up stairs when he ran away.

Cross examined. What part of that house did you live in? One flight up in that house. Where were you when you saw this man come out of the hallway with this stick? I was standing on the top of the stairs. when I saw him run away. Had there been any time he between him and your husband before on that day that you know of?

Yes, for some time they were annoying us. This was about half past six in the afternoon was it? Yes between five and seven o'clock in the evening. Your daughter had gone up to your husband and complained that the defendant had done something to her had she? My daughter told me that he was running after her and was pulling her hair. Did your daughter complain to your husband about that time

that you saw this man in the hallway that the defendant had done something to your daughter? He were both there; she

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POOR QUALITY
ORIGINAL

complained to both of us. Your husband was running down stairs? He was running for a cloth and a policeman. As he ran down stairs he met this defendant? I do not know, probably they met each other. I did not see them when they met. This man had a grocery store in that house?

Yes. Do you know that your husband had poured water over the children that went into his store? The landlord told us because the children used to throw into our front room rotten fruits and all kinds of missiles, and the landlord said to throw water on them, and that will keep them away, and we did it.

Did your husband do it? Once, not that day, some days before.

Lena Teuscher, sworn and examined.

On the evening of the 16th of July did you see this defendant? Yes. when he ran after me up stairs. What time was that?

It may be half past five. There was your father? He was up in our room. Did he have anything in his hand? He caught hold of me by the hair and hit me against the closet door which is in the hall. Where was your father then? He was up stairs in the room. I ran into the room and told my father

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POOR QUALITY
ORIGINAL

and mother what he had done to me. Had a bottle with polish in my hand and when he hit me the polish came out on his face.

Henry Fickert, sworn and examined in his own defence testified. I live at 1744 First Avenue and am a married man and have five children. I am 42 years old. I have never been arrested before and have never been in any trouble before. On the 16th of July 1892 I had a grocery store at 1744 First Avenue. I know the complainant; he lived in that house. He was the house-keeper at that time but he is not any more. Tell the Court and jury what took place between you and him on the 16th of July? In the morning at six o'clock I met his housekeeper and I told him to look out for the next time and do not trouble my customers again. I hate to go to Court, but if you dont stop with your trouble, what you have done for a year's time, I will have to go to Court. I never was in a Court, but you force me to go to Court. "I go to work in the afternoon at five o'clock. I came home, I was tired and laid down, and in a short time I heard very much

hallooing in the hallway. My wife came crying and told me this housekeeper's daughter licked my daughter and was full of blood. I was in a hurry to go to the house door to see what was going on. I saw my daughter was full of what they called blood; it was polish, but it looked like blood. The housekeeper's daughter licked my daughter in the hallway, and as she saw me she ran up stairs. I took my daughter in the house and told her to wash herself. I saw it was only polish. I went to the door, and at the same time Mr. Teusher, the housekeeper came down. He was drunk and raised hell. He comes right down to the policeman. He said, I will get a few years in prison for this, that I hit the daughter and knocked her eye out. He ran against me, he is too small for me. I would not have anything to do with him. I hate to go to Court and bring a bond against this man. He troubled me a long time and disturbed my business. I give it up for this trouble. What did this man do to you in the hall, did he hit you? No. Did you hit him? No. He says you hit him with a big stick across the arm, made five

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POOR QUALITY
ORIGINAL

a six blows at him and he put up his arm to defend himself and you hit him and bruised his arm? I did not see that. Did you have a stick in your hand? No. Did he hit you? No. Did you hit him? No. This grocery store was mine, but I went to work in the day time and my wife and children attended to the store. I was asleep at the time I heard the screaming and when I ran out I saw my daughter all full of this red varnish. Did you touch or hit that girl? No. Did you throw her against the closet? No. Did you see this complainant throw any water on your customers? I could not see it.

Cross Examined: Did you tell the complainant you would lick the whole gang? No. I talked to him that morning. I told him he would have to behave himself, for if he kept on that way he would force me to go to court. I had nothing in my hand this night. I did not pull his daughter's hair. He came out to strike me but I ran into the store. The jury rendered a verdict of guilty of assault in the third degree with a recommendation to mercy.

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POOR QUALITY ORIGINAL

Testimony in the
Case of
Henry Dickert
filed Aug. 1992
20

5

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POOR QUALITY ORIGINAL

5 District Police Court.

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. Henry Fickert

Question. How old are you?

Answer. 41 years

Question. Where were you born?

Answer. Germany

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

Answer. 1744 First Ave one year

Question. What is your business or profession?

Answer. Grocer

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

Answer. I Am Not Guilty
I demand trial by Jury
Henry Fickert

Taken before me this 21 day of July 1893
John W. [Signature]
Police Justice.

0854

POOR QUALITY ORIGINAL

BAILED

No. 1, of *Albion Leach*
Residence *121 Stuyvesant*

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James W. ...

Henry Jackson

Offense

Assault

Dated

July 21st

1892

Magistrate

Officer

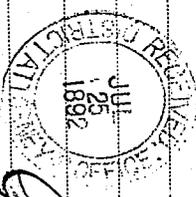
Present

Witness

Jana ...

No.

Street



No.

Street

No.

Street

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

Defendant

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

Dated

July 21st 1892

Police Justice

Defendant

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

Dated

July 21st 1892

Police Justice

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

Dated

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Police Justice

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POOR QUALITY ORIGINAL

Police Court. 5 District.

CITY AND COUNTY OF NEW YORK, ss:

Bruno Teuscher
of No. 1744 First Avenue Street, aged 48 years,
occupation Book-keeper being duly sworn, deposes and says, that
on the 16th day of July 1892 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Henry Fiscent

(now here) who struck respondent a violent
blow on the arm with a stick, then held
it in his hand
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
the above assault, &c., and be dealt with according to law.

Sworn to before me, this

21st
day of July 1892

Bruno Teuscher

John Kellochis Police Justice.

0856

POOR QUALITY ORIGINAL

400

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Henry Tucker

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

Henry Tucker

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

The said Henry Tucker

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

Bruno Teuscher
in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said Henry Tucker

with a certain stick which he the said

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

De Launcey Nicoll,
District Attorney

0857

BOX:

490

FOLDER:

4478

DESCRIPTION:

Filehue, Isidore

DATE:

08/01/92



4478

0858

POOR QUALITY ORIGINAL

Witnesses:

Handwritten witness signatures

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Madame Fishne

*116 7 97
116 7 97
Madame*

Grand Larceny, [Sections 823, 827, Penal Code.]
Second Degree

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen G. Aggar

Foreman.

Aug 31 1897

Handwritten signature

Edmunda
133

0859

POOR QUALITY ORIGINAL

Police Court 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Harry L Mayer,

of No. 464 E. Avenue. Street, aged 30 years,

occupation Laundry being duly sworn,

deposes and says, that on the 20th day of June 1892 at the City of

New York, in the County of New York, was feloniously taken, stolen and carried away

from the possession of deponent, in the — time, the following property, viz:

A gold watch, and gold chain
attached. of the amount and value
of one hundred and twenty five
dollars

(\$ 125 ⁰⁰/₁₀₀)

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 Sidore Filchne (now

here), from the following facts to wit: That the defendant was in the employ of deponent as an errand boy, and that on the evening of the aforesaid date the aforesaid property was in a vest belonging to deponent, in a room off deponent's place of business, at the aforesaid address, and that on the evening of the 21st day of June deponent missed the said property from said vest, and that deponent is informed by Rose Konslein of No 265 West 40 Street that about the hour of eleven o'clock A.M. of the 21st day of June 1892, the defendant showed her a watch and chain, and which

Sworn to before me this 21st day of June 1892

Police Justice

0860

POOR QUALITY
ORIGINAL

Watch and chain, she has again seen
in Court and recognizes the same as
the Watch and Chain which was in
the defendant's possession on the 21st
day of June, defendant further says that
he has seen the watch ^{and chain} which defendant
showed to said Rose Conklin and fully
and truly recognizes the same as his
property and as the aforesaid property
stolen from him on the aforesaid date -
defendant therefore asks that the defendant
may be held to answer

Sworn to before me } Harry L. Mayer
this 24 day of July 1892 }
John P. Ryan
Police Justice

0861

POOR QUALITY ORIGINAL

CITY AND COUNTY }
OF NEW YORK, } ss.

Rose Conklin
Cashier

aged *20* years, occupation _____ of No. _____

265 W 40 Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Harry L Mayer*

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

Sworn to before me, this *24* day of *July* 189*0*,
Miss *Rose Conklin*

John Regan
Police Justice.

0062

POOR QUALITY ORIGINAL

(1885)

Sec. 198-200

2
District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

Isidore Fikbine 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. *Isidore Fikbine*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *464-8 - Avenue 9 years -*

Question. What is your business or profession?

Answer. *Fire Heaver -*

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 -

Isidore Fikbine

Taken before me this

24

day of *July*
1914
Police Justice.

0863

POOR QUALITY ORIGINAL

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court,

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Murray E. Miller

Pl. G. H.

vs.

James - Lehman

Offense, Larceny

Dated

1892

July 24

Magistrate

Arrest

Witnesses

Precinct

No.

Street

No.

Street

No.

Street

\$1000

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 Defendant

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

Dated July 24 1892 John P. Ryan Police Justice.

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

Dated, 1892 Police Justice.

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

Dated, 1892 Police Justice.

0864

POOR QUALITY ORIGINAL

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Adam G. Arnetz

of No. 20th Precinct Police Street, aged _____ years,

occupation Police Officer being duly sworn deposes and says,

that on the 21 day of July 1882

at the City of New York, in the County of New York, he arrested
Sidne Tilschne (now here) on the charge
of having committed a Larceny, in
having unlawfully taken a gold watch and
Chain the property of H. L. Mayer.
deponent therefore asks that said Tilschne
may be held to enable deponent to
procure further evidence of said
Larceny

Adam G. Arnetz

Sworn to before me this

1882

1882

John J. Ryan

Police Justice

0866

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Isidore Fitchner

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

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

The said

Isidore Fitchner

late of the City of New York, in the County of New York aforesaid, on the *20th*
day of *June* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

*one watch of the value of
eighty dollars and one chain of
the value of forty-five dollars*

of the goods, chattels and personal property of one

Harry L. Mayer

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

*De. Lancelotti Nicoll,
District Attorney*

0867

BOX:

490

FOLDER:

4478

DESCRIPTION:

Fitzsimmons, James

DATE:

08/10/92



4478

0868

POOR QUALITY ORIGINAL

Witnesses:

Counsel,

Filed

Pleas,

day of

1892

THE PEOPLE

vs.

James Fitzsimmons

Grand Larceny, Second Degree, [Sections 528, 587, Penal Code.]

DE LANCEY NICOLL

District Attorney

A TRUE BILL.

Foreman.

Augt 16, 1892. V.M.D.

W. C. [unclear]

159
[Signature]
[Signature]

[Signature]
[Signature]
[Signature]

[Signature]
[Signature]
[Signature]

0869

POOR QUALITY ORIGINAL

(1885)

Police Court—3rd District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. Bank Building ft 6th & River Street, aged 36 years,

occupation mate being duly sworn,

deposes and says, that on the 5 day of August 1897 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 Alley time, the following property, viz:

Two Coats One Pair, Two Shirts, One Pair of warm gloves, One Pair of silk suspenders, Three Handkerchiefs, One necktie, and Twenty cigars
in all of the value of about
thirty five dollars
(\$35.00)

the property of Capt Thomas Stendal of the Bank Building, and in deponent's care and custody.

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by James P. Summers (powder) from the fact that at about 2 o'clock P.M. said date deponent caught the said deponent in the act of feloniously taking away the said property from the cabin of the Canada which was lying at the foot of sixth Street East River.

August Bayer

Sworn to before me, this 5th day of August 1897
Police Justice [Signature]

0870

POOR QUALITY ORIGINAL

3

District Police Court.

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. *James Fitz Sumner*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Norwalk Conn.*

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

Answer. *Norwalk Conn.*

Question. What is your business or profession?

Answer. *Press. Tinker*

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 was so drunk I did not know what I was doing
James Fitz Sumner*

Taken before me this *1897* day of *July* 1897
[Signature]
Police Justice

0071

POOR QUALITY ORIGINAL

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

District,

James Thompson
James Taylor

offense, *Mercy Felony*

Dated

Aug 6 1892

Witnesses

No. 1

No. 2

Witnesses

No. 1

No. 2

No. 3

No. 4

No. 5

No. 6

James Thompson
James Taylor
James Taylor



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

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

Dated, *Aug 6* 189 *2* *James Taylor* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0872

POOR QUALITY ORIGINAL

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 Fitzsimmons

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

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

The said *James Fitzsimmons*

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

two coats of the value of eight dollars each, one vest of the value of four dollars, two shirts of the value of one dollar each, one pair of marine glasses of the value of ten dollars, one pair of suspenders of the value of one dollar, three handkerchiefs of the value of one dollar each, one necktie of the value of fifty cents and twenty cigars of the value of ten cents each
of the goods, chattels and personal property of one *Thomas Stendal*

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.

DeLooney Nicoll,
District Attorney

0873

BOX:

490

FOLDER:

4478

DESCRIPTION:

Flaherty, Dennis

DATE:

08/17/92



4478

0874

POOR QUALITY ORIGINAL

Witnesses:

John Edward Jones
Guineo Sabella

Counsel,

Filed

17 day of Aug 1892

Pleasds,

THE PEOPLE

15
1892 vs.
Dennis Flaherty

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen S. Pappas
Sworn to Aug. 25, 1892, Foreman.
Tried and convicted as charged in J. P. 67.
J. P. 16 yd.
Aug. 26, 1892

0875

POOR QUALITY ORIGINAL

5th District Police Court.

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

Thomas J. Moore

of Number 108 East 23rd St being duly sworn,
deposes and says, that on the Second day of August 1894 at the
City of New York, in the County of New York, at premises situated

at No. 1848 Second Avenue in said city,
one Dennis Flaherty (now here) did
unlawfully and wilfully perpetrate
an act of sexual intercourse with
a certain female child called Jennie
Hannah, the said Jennie Hannah being
actually and apparently under the
age of sixteen years to wit, of the
age of ten years, she not being
his wife in violation of subsection
1 Section 278 of the Penal Code of the
State of New York.

Wherefore the complainant prays that the said

Dennis Flaherty

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

Sworn to before me, this 4th day of August 1894 } Thomas J. Moore
Commissary

Police Justice.

0876

POOR QUALITY ORIGINAL

Sec. 198-200.

81 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question.—What is your name?

Answer. *Dennis Flaherty*

Question.—How old are you?

Answer. *17 years old*

Question.—Where were you born?

Answer. *Ireland*

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

Answer. *1848. 2 Ave. 2 years*

Question.—What is your business or profession?

Answer. *work in a wood factory*

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

Dennis O Flaherty

Taken before me this

4
189
Police Justice

0877

POOR QUALITY ORIGINAL

1877.

CITY AND COUNTY }
OF NEW YORK, } ss.

Jennie Hannah

aged 10 years, occupation _____ of No. _____

1848 Second Ave Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Thomas S. Moore

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

Sworn to before me, this 4th day of August 1894 }
Jennie Hannah }
mark }

[Signature]
Police Justice.

0078

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court, _____ District, _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Moore
108 E 23rd St

James J. Moore

1 _____
2 _____
3 _____
4 _____

Offense, *Rape*

Dated, *August 4* 189 *4*

Wm. H. ... Magistrate.

William ... Precinct.

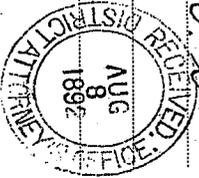
Witnesses *Mary ...*

No. *1848 ...* Street

No. *1848 ...* Street

No. _____ Street

\$ *1000* 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

Defendant

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

Dated, *August 4* 189 *4* *Wm. H. ...* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0879

POOR QUALITY
ORIGINAL

365 Lexington Avenue.

Augt 9th

Hon Elbridge T. Gerry,
President of the Society
for the Prevention of Cruelty to Children,
Dear Sir: -

I have this day
examined the person of Jennie
Isabella Hamak, aged 50 years, of
~~1848 Second Avenue,~~ and find there
has been complete and recent penetration
of her genital organs by some blunt
object. There is also a profuse
purulent discharge from her
privates, presumably gonorrhoeal.
A subsequent report of microscopical
examination will be made.

Respectfully Submitted
J. Travis Tubb M.D.

0000

**POOR QUALITY
ORIGINAL**

Court of General Sessions.
City and county of New York.

-----x
The People : Before the
vs. : Hon. Rufus B. Cowing
Dennis Flaherty : and a jury.
-----x

Indicted for rape.

Indictment filed August 17th, 1892.

~~Tried August 25th, 1892.~~

Appearances.

Assistant District -Attorney Bedford for the people.
Mr. for the defence .

J E N N I E I S A B E L L A H A N N A, called by the
People, being duly sworn testified that she lived at
1348 Second avenue, New York, with her mother on the
top floor, and that defendant lived in the same house .
On August 2d about 3 o'clock P. M. complainant went
into the cellar to gather some coal to bring up stairs.
When complainant reached the cellar she found the defen
dant, and while she was thus engaged defendant said,

0001

POOR QUALITY
ORIGINAL

2

come, he would show her some kittens. Complainant went with defendant to the middle part of the cellar and saw there three kittens. While looking at them the defendant dragged complainant into a woodshed and knocked complainant down by catching hold of her by the shoulders and throwing her down on her back. Then defendant opened his pants, and laid on her, raised up her clothes; she had no drawers on, and defendant inserted his privates into hers hurting her. Complainant did not know what privates were before that time; could not see the private parts. Defendant was holding the complainant down with the right hand and leaning over her when she saw him unbutton his pants with the left hand. Complainant was hollering but nobody could hear, as defendant had shut up the woodshed, as soon as he had complainant down. Defendant said if complainant did not stop hollering he would choke her, and one of his hands was on complainant's mouth. After that defendant held complainant down with his two hands, one hand on one shoulder and the other hand on the other shoulder. Defendant had pulled her legs apart first, and kept his feet between them. ~~Complainant~~ Defendant then remained one hour on top of complainant; that she is sure of. Don't know how

0002

POOR QUALITY
ORIGINAL

3

many minutes there are in an hour. After defendant got through complainant went up stairs to her mother and took up the coal, and told her mother a little while after, or not until the afternoon. Complainant was afraid to tell her mother right away. The complainant is sure as to the identity of the defendant, as he was in the house at the time complainant moved there. Then complainant's mother went down stairs and told defendant's mother, and examined complainant's privates .

On the next morning complainant's mother took her to court. There were three or four other boys in the building, but they were nice boys. Complainant went for beer for her father across the way on the corner every evening a little after dark; also goes for a pint of beer for Mrs. Roche sometimes in the evening. Complainant knows Joseph Ravelle but never was in the cellar with Ravelle in her life. He was in the cellar with complainant before the day she met defendant there. Ravelle carried up some coal for complainant's mother who gave him two cents for it .

M A R A H A N N A being duly sworn testified that she was a married woman living with her husband and has six

0003

POOR QUALITY
ORIGINAL

4

children, three living and three dead. Complainant is next in years to the eldest child being ten years of age on the 20th of last July. On August 2d, witness was living at 1348 Second avenue, New York, on the top floor, and was at home on the afternoon at 3 o'clock. Witness sent the complainant into the cellar with a small pail to gather coal. She was not gone long and brought up a pail of coal, and then complainant went back for the rest, but did not return for nearly an hour. Witness sent her little son after the complainant, and soon complainant came up stairs crying. Witness then went down stairs to tell the mother and sister of defendant. Defendant was not present. Then witness came back up stairs, and did not do anything until the next morning when witness took complainant to court. Witness had examined the complainant on the afternoon of the rape, and found her terrible, all stained with mold and blood. Then complainant told witness, and as soon as her father came home witness explained the circumstance to her. The next day witness took complainant to the 125th street court and made a complainat against John Flaherty and he was arrested. Witness knows Dr.

0884

**POOR QUALITY
ORIGINAL**

5

Gibbs. The assault occurred on Tuesday or Wednesday the 2d or 3d of August. Witness had sent the complainant for beer until the law was passed which forbade it and then her husband went himself. Never knew Mrs. Roche until witness moved to that house; she lived on the same floor with complainant. Never knew complainant to do anything wrong. When witness and her husband are away at work she leaves complainant in the care of her neighbors until she returns; not in the care of Mrs. Roche but Mrs. Harrington on account of the babe being two years old, and she is not able to take care of it. Witness husband never sent complainant for beer since witness has lived in that house.

J O S E P H R A V E L L E being duly sworn testified that he lived at 95th street and second avenue, and three houses below from where the defendant lived. Witness saw the complainant and defendant picking up coal together and wood on the day in question the 2d or 3d of August, and put the same in a coal scuttle. Witness did not pick up any coal, and has been only once in the cellar. At the time of seeing complainant and defendant in the cellar, witness was sitting on the butcher's steps near

0085

POOR QUALITY
ORIGINAL

6

I by. The next morning defendant told witness that he was going to be arrested for showing complainant the kittens. Did not see anything wrong between complainant and defendant. When witness came up he saw defendant carrying up coal; defendant did not say anything to witness. Witness was around the lots when defendant went down into the cellar first, and had no conversation with him; did not see him again that afternoon until the next day. Witness had known the complainant previous to this time one week, and then only saw her the last day when defendant was in the cellar with her. Witness had not talked with anybody about this case but officer Moore.

T H O M A S F. M O O R E being duly sworn testified that witness was an officer of the Society for Prevention of Cruelty to Children, and had arrested defendant. Witness had made the complainant. The mother made the complaint, and the judge directed witness to arrest defendant. The 2d of August was the day of the alleged assault; the 3d was the day at the Harlem Court, and the 4th was the day of the arrest of defendant. Defendant was arrested at the 96th street dock, where he was with half

0006

POOR QUALITY
ORIGINAL

7

a doza others, some of whom were in swimming and some hanging around. At the time of the arrest witness told defendant that he wanted him for assaulting Jennie Hanna and asked him if he (defendant) was in the cellar with Ravelle, and came from there with him; and was not alone in the cellar with the complainant. Defendant told witness that complainant was picking coal in the cellar, and that he was alone in the cellar with her.. Defendant denied assaulting the complainant when charged with it by witness; did not speak more than 20 or 30 words to defendant. Witness has been in the employ of the Society for the Prevention, of Cruelty to Children about 5 years. The complainant was taken into the custody of the society, and she was examined on the evening of August 4th or about that time. A day or two after that the physician made a microscopical examination, and did not learn complainant had gonorrhoea at that time. Witness had reported to his superior officer in the society about the boy, and do not know whether he was examined or not.. When witness examined wit defendant in the statinn house he was wet, and said he had fallen overboard, and the sergeant made him take down

0007

**POOR QUALITY
ORIGINAL**

8

his pants, and there were two or three stains on the lower part of his shirt, yellow spots, which looked like semen. Don't know whether defendant had gonorrhoea or not. No attempt was made to examine the defendant after it was learned the complainant had gonorrhoea.

W I L L I A M T. G I B B S being duly sworn testified that he was a practicing physician in New York and had practiced 6 1/2 years. Witness examined complainant at the request of one of the agents of the Society for the Prevention of Cruelty to Children on the 4th of August between 6 and 7 o'clock P. M. Witness found a profuse discharge from the genitals. On further examination witness found the hyman was ruptured and the entrance torn and lacerated, and would bleed on the slightest touch, indicating that it was of recent occurrence. Witness also examined urethra leading from the bladder outward, and found a profuse discharge affecting that part. Suspecting that it was syphilitic or gonorrhoeal witness took some of the puss in a clean vial and made a microscopical examination of same, and found the characteristic organisms of gonorrhoea in profuse numbers. The laceration of the private parts was caused by the

0000

POOR QUALITY
ORIGINAL

9

insertion of a blunt object. It takes from 24 to 72 hours to develop gonorrhoea after connection. Complainant's was the beginning of the second stage. Couldn't say when the connection had taken place; it was a matter of a few days. Could tell by an examination of the defendant if he had the gonorrhoea now but could not say whether he had it at the time in question by an examination now. Gonorrhoea ordinarily lasts about 3 weeks. Sometimes gonorrhoea lasts 5 years if not treated; sometimes it runs out. If defendant had the gonorrhoea on the 3d of August he might have a stricture, could not say for certain. After gonorrhoea has gone on for 2 months it is a gleet. If defendant had gonorrhoea on the 2d of August, and it was cured on the 13th or 14th, there is no trace left. There might be a slight tumefaction or slight swelling. If connection was made by a person not affected with gonorrhoea, the disease could not be communicated.

D E N N I S F L A H E R T Y , defendant, being called for the defence, and duly sworn, testified that he lived with his mother; that his father was dead and that he works for John Henkin in 94th street, a wood yard. Defendant denies he had anything to do with the com-

0089

**POOR QUALITY
ORIGINAL**

10

plainant as alleged at the time in question or anytime. Defendant on the day in question went down in the cellar with Ravelle to see the kittens, and complainant was in the cellar picking up coal. Defendant and defendant's brother picked up coal in the cellar as many people threw dirt there, and when the cellar was cleaned out the coal would be in the dirt. The cellar belongs to the flats. At the time in question Ravelle was picking up coal there and got 2 or 3 cents for it from his mother. Only knew the complainant a couple of days. She used to go for beer and other things for a lady on the first floor. The first defendant knew about the charge was in the nighttime when it was communicated to him by his mother. This day complainant's mother was fighting with her. The next morning defendant told Ravelle that he was going to be arrested, but did not say what it was for. Complainant's mother told defendant's mother that she was going to have defendant arrested, and complainant's brother told defendant the same thing. Defendant never had anything the matter with his privates. He had sun-stroke last Summer. Defendant had been locked up in the Tombs ever since the al-

0890

POOR QUALITY
ORIGINAL

11

leged charge of rape. Ravelle and defendant at the time and place in question were in the cellar looking at the kittens and complainant came down to pick up coal and was there alone, and not with defendant. Complainant was going or playing with little boys all the time, and he saw her in the lots which were all fenced in. The complainant fetched defendant down to show him the kittens, where they were, and defendant took them away. Defendant did not show complainant the kittens. Defendant denies everything sworn to by the complainant as to the alleged assault and rape. When Ravelle and defendant went up from the cellar together they left the complainant there. Ravelle did not leave defendant in the cellar with the complainant. After defendant and Ravelle came up together from the cellar, Ravelle went home and defendant went down to the river and played leap-frog, and some days he went in swimming there. At Henkins defendant cut wood, but on the 2d of August he laid off. Don't know what day it was that defendant took the kittens out of the cellar.

M A R I A F L A H E R T Y being duly sworn testified that defendant was her brother; that her mother was

0091

POOR QUALITY
ORIGINAL

12

sick abed, and her father was dead. Defendant lives at home, and earns \$5 a week at Henkin's wood yard. for The past few weeks they had no work there for him. Defendant appears to be a good boy, and has never been arrested. Defendant never had a doctor attend him in his life. Witness does his washing, and never noticed anything peculiar about his linnen. Witness is not married .

J O H N H I G G I N S being duly sworn testified that he was a tanner by trade, but now works at the iron works. Has known defendant since he was a child and known his father since he (witness) was a child himself . Defendant's character has been the best, and he worked at Henkin's woodyard. Witness boarded with defendant's mother for the last 3 years. Defendant's virtue is also good. Every night he sleeps in the next bed to witness. Witness generally goes to bed about 10 o'clock to half past 10, and defendant genafally goes to bed before that time. Witness does not sit with him every night in the house. Defendant always seemed to be an honest hard-working boy.

E D W A R D B R I C E being duly sworn testified that he was the janitor of the flat in question, and the de-

0092

POOR QUALITY ORIGINAL

fendant and his family were there when the witness came there a year ago in March. Have seen the defendant from time to time; have seen the complainant go for beer within a month or so.

#####

0893

POOR QUALITY ORIGINAL

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

THE PEOPLE VS DENNIS FLAHERTY. BRIEF FOR THE PEOPLE.

STATEMENT OF CASE.

The Defendant, Dennis Flaherty, is indicted for the Crime of Rape upon one Jennie Hannah, aged 10 years, which occurred on Tuesday, Aug. 2nd, 1892, in the cellar of the premises 1843 Second Avenue; and the said Jennie is now suffering from the disease known as Gonorrhoea.

WITNESSES:

- Jennie Hannah,
- Mrs. Mary Hannah,
- Mrs. Lizzie Roach,
- Joseph Rabell,
- Officer Moore, S.P.C.C.
- W. Travis Gibb, M. D.

2
2
2
1

JENNIE HANNAH, aged 10 years, will testify: That on the afternoon of Tuesday, Aug. 2nd, 1892, she was in the cellar of premises 1843 Second Avenue (her residence), gathering coal (which had been thrown down the chute by her brother) for the purpose of putting it back in the family coal bin. That the defendant was in the rear of the cellar and that he ran up to her and asked her if she wanted to see a lot of kittens, which were in one of the bins. That she went with him and saw the kittens. That while she was looking at them, defendant caught hold of her, threw her on the ground, lifted up her clothes and had sexual intercourse with her, which hurt her very much. That she screamed and that defendant told her he would "choke her" if she continued to do so. That defendant then gave witness a doll which he obtained upstairs and cautioned her not to tell anyone what had occurred. Furthermore, that there was no one in the cellar with Defendant and Witness at the time of the assault

MRS. MARY HANNAH, residing at 1848 Second Avenue, will testify as to the physical condition that she found her child, Jennie, in on Wednesday, August 3rd, 1892. Also that Jennie is 10 years of age.

MRS. LIZZIE ROACH, residing at 1848 Second Avenue, will testify in corroboration of that part of Mrs. Mary Hannah's testimony as to the physical condition of the child Jennie on August 3rd, 1892.

JOSEPH RABELL, aged 10 years, residing at 1842 Second Avenue, will testify: That on Tuesday, Aug. 2nd, 1892, he went into the cellar of the premises 1843 Second Avenue and there found Defendant and Jennie Hannah, the latter of whom he assisted in carrying coal upstairs. WITNESS DENIES having accompanied Defendant to the cellar and that he was with Defendant at the time assault is alleged to have taken place, as Defendant contends.

OFFICER T. F. MOORE, of N.Y.S.P.C.C., will testify to having made arrest of Defendant.

OVER.

0094

**POOR QUALITY
ORIGINAL**

THE CASE OF GENITAL PENETRATION OF THE VAGINA

W. TRAVIS GIBB, M. D., 365 Lexington Avenue, will testify:
That he made a physical examination of the person of Jennie Hannah
and found evidence of complete penetration of her genital organs.
(See Certificate on file.)

0095

POOR QUALITY
ORIGINAL

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

DENNIS FLAHERTY.

PENAL CODE, ^{1/2}

BRIEF FOR THE PEOPLE.

Copy

0896

POOR QUALITY
ORIGINAL

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

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

New York, *Aug. 10th 1892*

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

*The People
against*

Notice of Prosecution.

Dennis Flaherty.

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

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

I have the honor to remain, with great respect,

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

0897

POOR QUALITY ORIGINAL

N. Y. GENERAL SESSIONS

CRUELTY TO CHILDREN *Tape*

THE PEOPLE



NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

0098

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK, against

Dennis Leaherty

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Dennis Leaherty of the CRIME OF RAPE, committed as follows:

The said Dennis Leaherty, late of the City of New York, in the County of New York aforesaid, on the second day of August, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms, in and upon a certain female not his wife, to wit: one Jennie Hannah, then and there being, wilfully and feloniously did make an assault, and her the said Jennie Hannah, then and there, by force and with violence to her the said Jennie Hannah, against her will and without her consent, did wilfully and feloniously ravish and carnally know, against the form of the Statute is 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 Dennis Leaherty of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Dennis Leaherty, late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain female not his wife, to wit: her the said Jennie Hannah, then and there being, wilfully and feloniously did make another assault with intent her the said Jennie Hannah, against her will and without her consent, by force and violence, to then and there wilfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

0899

POOR QUALITY
ORIGINAL

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Dennis Treaherty* —
of the CRIME OF RAPE, committed as follows:

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

FOURTH COUNT—

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

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

D. LANCEY NICOLL, District Attorney.

0900

POOR QUALITY ORIGINAL

Fifth COUNT

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

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

The said Dennis Feaherty,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year afore-
said, at the City and County aforesaid, with force and arms, in and upon a certain female
not his wife, to wit: her, the said Jennie Hannah,

then and there being, wilfully and feloniously did make another assault, she the said

Jennie Hannah, being then and there a female under the
age of sixteen years, to wit: of the age of ten years; and the said

Dennis Feaherty, then and there
wilfully and feloniously did perpetrate an act of sexual intercourse with her the said

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

DE LANCEY NICOLL,
District Attorney.

0901

BOX:

490

FOLDER:

4478

DESCRIPTION:

Foster, James

DATE:

08/02/92



4478

0902

BOX:

490

FOLDER:

4478

DESCRIPTION:

Peters, Henry

DATE:

08/02/92



4478

0903

POOR QUALITY ORIGINAL

Mr. [Signature]

Counsel,
Filed *2* day of *Aug* 189*2*

Plends *to* *W. J. [Signature]*

THE PEOPLE

vs.
James Foster

and
Henry Peters

Grand Larceny, [Sections 228, 231, 232 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen B. [Signature]

Mr. [Signature] Foreman.

Mr. [Signature]

Mr. [Signature]

Mr. [Signature]

Witnesses

[Handwritten signature]

0904

POOR QUALITY ORIGINAL

(1865)

Police Court—S¹ District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Anna Lack

of No. 2113 Madison Ave Street, aged 33 years,

occupation Keep house being duly sworn,

deposes and says, that on the or about 8th day of July 1892 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent, in the day time, the following property, viz:

One pair of diamond Earrings
One pair of diamond Bracelets.
Three diamond Rings. Two diamond
pins. One Cameo pin. One Pocket
with diamond. three diamond gold
piece one gold watch with diamond
Crest and initials. gold chain
with Charm. Together of the value
of Seventeen Hundred 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 James Foster and Henry

Peters (both now here) from the
fact that at about the hour of
10 o'clock P M said date deponent
missed said property from the
bureau drawer in deponent's bed room
in said premises.

Deponent is informed by Detective John
Mc Cabe of the 29th Precinct Police
that the defendant Henry Peters
who had a room in deponent's
home admitted and confessed to
him that he had admitted the
defendant James Foster into the
Chaplains' room and that he

Subscribed and sworn to before me this 18th day of July 1892
Police Justice

0905

POOR QUALITY
ORIGINAL

Foster then took the aforesaid property from this complainant's bureau and that he Foster gave him Peters a portion of the property which he Peters pursued. Depment is further informed by said detective that he found a watch chain and chain in the defendant Foster's room at no 305 E 2nd St.

Depment further says that she has since seen the watch chain and chain found by the detective in Foster's room and fully identifies it as her property and that Depment has seen and identified the bracelet and three diamonds in the pawn office where Peters and Foster admitted they had pawned them.

Wherefore Depment charges these defendants with being together and acting in concert with each other and feloniously taking stealing and carrying away said property from Depment's home.

Sworn to before me } Annie Falck.
this 24th day of July 1892 }

John R. ...
Police Justice

0906

POOR QUALITY ORIGINAL

1377

CITY AND COUNTY }
OF NEW YORK, } ss.

John W. Calk
aged _____ years, occupation *Police Officer* of No. _____

29 *West 7th* Street, being duly sworn, depose and
says, that he has heard read the foregoing affidavit of *Anna Fabb*

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

Sworn to before me, this *24* day of *July* 189*2* *John W. Calk*

John H. Woodis
Police Justice.

0907

POOR QUALITY ORIGINAL

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

James Foster

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

Question. What is your name?

Answer. James Foster

Question. How old are you?

Answer. 29 years old

Question. Where were you born?

Answer. New York

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

Answer. New York

Question. What is your business or profession?

Answer. Bartender

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 Foster

Taken before me this

day of

1894

Police Justice.

0908

POOR QUALITY ORIGINAL

Sec. 198-200.

S District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Henry Peters*

Question. How old are you?

Answer. *29 years or so*

Question. Where were you born?

Answer. *Brooklyn NY*

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

Answer. *211 1/2 Madison Ave. 1 Month*

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
Henry Peters*

Taken before me this *27* day of *July* 189*4*
John W. Hollander
Police Justice

0909

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
 Residence _____
 Street _____

No. 2, by _____
 Residence _____
 Street _____

No. 3, by _____
 Residence _____
 Street _____

No. 4, by _____
 Residence _____
 Street _____

Police Court, _____ District, _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 Anna Fulek
 2 James Foster
 3 Henry Peters

Offense, Larceny Felony

Dated, July 24 1892

John W. Louie,
Magistrate.

John W. Louie,
Precinct Officer.

Witnesses
 No. 1 John W. Louie
 Street _____
 No. 2 John W. Louie
 Street _____



No. _____
 Street _____
 \$ 2000 to answer _____
John W. Louie

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

Dated, July 24 1892 John W. Louie Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0910

POOR QUALITY ORIGINAL

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 Foster
and
Henry Peters

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

James Foster and Henry Peters
of the CRIME OF GRAND LARCENY IN THE *first* DEGREE, committed
as follows:

The said *James Foster and Henry Peters* both

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

*one pair of diamond earrings of the value
of three hundred dollars, two diamond bracelets
of the value of one hundred and fifty
dollars each, one finger-ring of the value
of two hundred dollars, two other finger rings
of the value of fifteen dollars each, one
diamond pin of the value of three hundred dollars,
one other diamond pin of the value of one
hundred and fifty dollars, one cameo pin of
the value of fifty dollars, one locket of the value
of one hundred dollars, one watch of the value of
one hundred and fifty dollars, one diamond crescent
of the value of one hundred dollars, one chain of the
value of fifty dollars, one chain of the value of fifty dollars,
one gold coin of the United States of America, of the value of three
dollar pieces of the value of three dollars each*
of the goods, chattels and personal property of one *Anna Patch*

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.

0911

POOR QUALITY ORIGINAL

SECOND COUNT—

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

James Foster and Henry Peters
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James Foster and Henry Peters, both*

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

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

of the goods, chattels and personal property of one

Anna Tatch

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

Anna Tatch

unlawfully and unjustly did feloniously receive and have; the said

Foster and Henry Peters

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

DE LANCEY NICOLL,

District Attorney.

09 12

BOX:

490

FOLDER:

4478

DESCRIPTION:

Frost, Charles M

DATE:

08/11/92



4478

0913

POOR QUALITY ORIGINAL

#169 [Signature]

Counsel,

Filed 11 day of Aug 1892

Pleas, [Signature]

THE PEOPLE

vs.

B

Charles M. Frost

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Part I

Sept 7 1892

A TRUE BILL.

[Signature]

Foreman.

Feb 22 1894

[Signature]

Witnesses
[Signature]

0915

GLUED PAGE

POOR QUALITY ORIGINAL

P. 48
1887
June 24

Before Joseph H. Dexter J.P.

The People

vs.

Henry A. Brown

Information of Frank D. Sherman
Charge battery in the 3rd degree.
Took information & deposition & returned
warrant. Deft. arrested & brought into
Court by Officer Wyatt. Stated Charge to
defendant & his right to Counsel & ad.
Juryman. Read Information & Deposition
& stated to defendant his rights. Defendant
plead guilty. Received examination & held
in 750. bail to await the action of the Grand
Jury. Stopping time by the deposition in
the above matter that the crime therein mentioned
has been committed and that there is sufficient
cause to believe the defendant guilty thereof.
I order that he be held to answer the
same. Defendant in default of bail
committed

Bail given Wm D. Suttora bondsman
& defendant released. Mailed papers
to County Clerk.

J. H. Dexter
Justice of the Peace

Court of General Sessions

The People vs
 against
 Charles W. Frost

City & County of New York ss.
 Malcolm Laurell
 being duly sworn says - I am Attorney for
 defendant herein. That one Ellen
 Gaw who is now in Peekskill is a
 necessary and material witness for
 the defence - That said Ellen Gaw as I
 am informed by the defendant was a servant
 in the employ of defendant and his wife
 at the time of the alleged assault and
 was for a considerable time in their employ
 and knew of the relations existing between
 defendant and his wife and between our
 client and defendant's wife through whose miscon-
 duct with said Webb it is claimed that the
 facts which it is claimed, constituted said
 alleged assault arose - That Geo Brown
 a sister in law of defendant is also a
 material witness to same facts and
 that she also resided in the same
 house at the time in question.

0917

POOR QUALITY ORIGINAL

That had ^{no} notice that this case would
 be called for trial today - That the
 notice to the surety was only handed
 by him to defendant yesterday after I
 had left for the day and as I am at
 present residing 48 miles out of
 the city I did not reach my office
 until after ten am. That I have
 not even subpoenaed the witnesses
 which it will be necessary to call
 as to defendant's character - I wish
 that case may be allowed to stand
 over to Tuesday next when I will
 be ready - I believe defendant has a good
 defence to be presented }
 Sept 8th 1892 } Malcolm R Lawrence
 Julius Kaiser }
 Attorney at Law
 N.Y.C.

0918

POOR QUALITY
ORIGINAL

State of New York } s.s.
City and County of New York }
Matthew Webb Jr.
residing at N^o. 2432 Morris Avenue
New York City being duly sworn
deposes and says: I have been
in the Real Estate business as
a broker & speculator for upwards
of ten years last past and am
well acquainted with the property
known as N^o. 760 Gates Avenue,
Brooklyn N. Y. and to the best
of my knowledge and belief
said property is not worth
more than seven thousand
(\$7000.⁰⁰) dollars, the amount
of the two mortgages now a
lien on said premises, and
there is no ^{real} equity there ^{over and} above
said mortgages. Also, that the
adjoining house and lot known
as N^o. 758 Gates Avenue together
with N^o. 760 were both owned
by me within the last year
Further more that both houses
are alike in every respect

0919

POOR QUALITY
ORIGINAL

each having a party wall in common with the other, having been built by the same builder. No. Number 758 was owned by me until May 1892 when it was sold by the Sheriff to satisfy a judgement in foreclosure proceedings. It was sold free and clear of all encumbrances to the highest bidder at public Auction after having been properly & amply advertised. Wm A Spencer was the buyer and the highest bid, which was his was \$5000.⁰⁰ free & clear of all encumbrances.

I did not see equity enough in it to bid any higher for it. Furthermore, No 760 is the same in every particular and if sold at Auction today I do not believe it would sell for any where near the amount of the two mortgages then on.

In addition to this I get my valuation from surrounding properties which I have been offered for \$7000.⁰⁰ and less, which are more preferable than the above.

0920

POOR QUALITY
ORIGINAL

Matthew Webb Jr

Subscribed and sworn
to before me this 19th day
of August 1892.

Thomas Falls
Notary Public N.Y. Co.

0921

POOR QUALITY ORIGINAL

Police Court 5 District.

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

Leila Frost
of No. 174 St Nicholas an Street, aged 38 years,
occupation keep house being duly sworn
deposes and says, that on the 31st day of July 1892 at the City of New
York, in the County of New York,

she was violently and feloniously ASSAULTED and BEATEN by Charles
M. Frost. (now here) who
wilfully and maliciously caught
her by the deponent's throat and
attempted to stab deponent with
a carving knife he held in
his hand.
Deponent further says that such
assault was committed.

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

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

Sworn to before me, this 2 day of Aug 1892 Leila J. Frost
Police Justice

0922

POOR QUALITY ORIGINAL

5

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Charles M. Frost

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

Question. What is your name?

Answer.

Charles M Frost

Question. How old are you?

Answer.

42 years old

Question. Where were you born?

Answer.

Long Island

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

Answer.

174 St Nicholas av. CUN

Question. What is your business or profession?

Answer.

Salesman

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

Answer.

I am not guilty and demand a trial by Jury

Charles M. Frost

Taken before me this

day of May 1893

W. H. Keane

Notary Public

0923

POOR QUALITY ORIGINAL

Sec. 151.

Police Court S 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 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 Leila Frank

of No. 174 St. Nicholas Ave Street, that on the 31 day of July 1892 at the City of New York, in the County of New York,

he was violently **Assaulted and Beaten** by Charles M. Frank

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and around 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 every of you, to apprehend the said Defendant and forthwith bring him before me, at the S 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 be dealt with according to law.

Dated at the City of New York, this 1 day of Aug 1892

[Signature]
Police Justice

0924

POOR QUALITY ORIGINAL

438 E 115 St
42 W 174 St Nicholas
Ar

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.

Dated 189

Police Justice.

W. J. H. 190 Hall

Police Court District

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

WARRANT-A. & B.

vs.

Dated 189

Magistrate.

Officer.

The Defendant
taken and brought before the Magistrate to
answer the within charge, pursuant to the com-
mand contained in this Warrant.

Officer.

Dated 189

This Warrant may be executed on Sunday
or at night.

[Signature]
Police Justice.

0925

POOR QUALITY ORIGINAL

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

A. David Brown
164 of Michigan Ave

Police Court, *5* District, *924*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Frank
124 of State St
Edward W. Frank

William Bennett

Offense, *Assault*

Dated, *Aug 2* 189*2*

Medley Magistrate.

Rumpson Officer.

Smith Precinct.

Witnesses *For State & County*

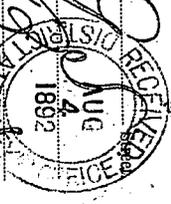
No. *1* *Medley with County & City*

David Medley

No. *2* *261 N 128 St.*

No. *1000*

of ASSESSOR



Car Shedd

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

Defendant

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

Dated, *Aug 2* 189*2* *Thomas J. Brown* Police Justice.

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

Dated, *Aug 2* 189*2* *Thomas J. Brown* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0926

POOR QUALITY ORIGINAL

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 M. Frost

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

— Charles M. Frost —

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

The said Charles M. Frost, —

late of the City of New York, in the County of New York aforesaid, on the thirty first
day of July, — in the year of our Lord one thousand eight hundred and
ninety-two, with force and arms, at the City and County aforesaid, in and upon
the body of one Leila S. Frost, — in the peace of the said People
then and there being, feloniously did make an assault and her the said
Leila S. Frost, — with a certain knife —

which the said Charles M. Frost —
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 ^{attempt to} strike, beat, cut, stab and
wound,

with intent her the said Leila S. Frost, —
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 M. Frost —

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

The said Charles M. Frost,

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
Leila S. Frost — in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and her the said Leila S. Frost, —
with a certain knife —

which the said Charles M. Frost, —
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 ^{attempt to} 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.

DeLaney M. Moll,
District Attorney.

0928

**END OF
BOX**