

0370

**BOX:**

353

**FOLDER:**

3323

**DESCRIPTION:**

Feely, James

**DATE:**

05/13/89



3323

**POOR QUALITY ORIGINAL**

0371

Witnesses:

*Martin Power*

*Officer Gogan*

*Ernie O'Leary*

*James Feely*  
Counsel,  
Filed *May 17 1889*  
Pleads, *May 17 1889*

THE PEOPLE

18-11-57 vs.

*James Feely*

*James Feely*

Grand Larceny, 1st degree [Sections 526, 531, 559 Penal Code].

JOHN R. FELLOWS,  
District Attorney.

A TRUE BILL.

*John R. Fellows*  
For Clerk.

Part II May 17 1889  
V Pleads Attempted 2nd degree

*John R. Fellows*  
May 17 1889

27

**POOR QUALITY ORIGINAL**

0372

Police Court 1 District.

Affidavit—Larceny.

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

Martin Powers  
of No. Foot of West 100th St North River Street, aged 38 years,  
occupation Baggage Master Penn. Railroad Co. being duly sworn  
deposes and says, that on the 6<sup>th</sup> day of April 1889 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 trunks containing wearing apparel  
and other property of the value of about  
One hundred dollars

Sworn to before me, this  
1889 day

Police Justice

the property of me in the care and charge of deponent  
as Baggage Master of the Pennsylvania  
Railroad Company

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 Feely (now dead) for the  
reasons following, to wit: that on said  
day said property was in the course  
of transportation and in deponent's care  
that each of said trunks had attached  
to it a check or mark by which the  
same could be known, bearing a number  
and a similar check bearing the duplicate  
number was in the possession of the owner  
of <sup>each of</sup> said trunks. That one Josiah D. Mace  
an expressman called at said depot  
with certain checks calling for the delivery  
of certain trunks, and presented the same  
to an employee of said Company, in the  
presence of deponent. That said employee in  
deponent's presence delivered to said Mace

POOR QUALITY  
ORIGINAL

0373

the aforesaid trunks, they having each of them attached a check or mark duplicate of the one presented by said Mace. Deponent is informed by Julius Greenbaum (now here) that he Greenbaum has seen one of the trunks delivered to said Mace and identifies the same as his property and that he shipped said trunk at Pittsburg, Pennsylvania over the Pennsylvania Railroad Company and received the check 1457, here shown from the agent at said place as evidence of such shipment and that he never authorized the said Mace or any other person to receive <sup>his</sup> ~~his~~ property for him. Deponent is informed by the said Josiah D. Mace (now here) that he Mace received the aforesaid checks which he presented for said property, from the defendant who instructed him to part the same to 342 West 37<sup>th</sup> Street. Deponent is further informed by Officer Timothy Grogan of the 25<sup>th</sup> Precinct, that he Grogan, arrested the defendant and found three strap checks bearing numbers 1457, 10148 and 43603, on the person of the defendant, which are the property of said Company and one of which is the original check of the Trunk owned by said Greenbaum and of which he holds the duplicate.

Wherefore deponent charges the defendant taking the said original checks and substituting others in their places and by means of duplicates of said false checks obtaining the possession of said property into the hands of his agent to take, steal and carry away said property.

Sworn to before me  
this 7<sup>th</sup> April, 1889  
G. Humphord

Martin Powers

Police Justice.

**POOR QUALITY ORIGINAL**

0374

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 65 years, occupation Expressman of No. 276 West Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Martin Powers and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 7 day of May 1887

Josiah D. Mice  
J. Henry Ford  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 47 years, occupation Police Recruit of No. 28 Recruit Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Martin Powers and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 7 day of May 1887

Timothy Grogan  
J. Henry Ford  
Police Justice.

**POOR QUALITY ORIGINAL**

0375

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 27 years, occupation Actor of No. 86 Stanton Street, being duly sworn deposes and

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

Sworn to before me, this

day of May 1897

1897

Jule Greenbaum

J. Henry Ford

Police Justice.

**POOR QUALITY ORIGINAL**

0376

Sec. 193-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*James Feely* 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. *James Feely*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *342 West 37. Street. 8 months*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*  
*James Feely*

Taken before me this

day of

188

*J. W. ...*

Police Justice.

POOR QUALITY ORIGINAL

0377

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court District 644

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Martin Powers  
Post of New York & N.J.  
James Kelly

1  
2  
3  
4  
Offence

Graudfarcum

Dated May 7 1889

Magistrate

Shagan Officer

28 Precinct

Witness Frank D. Mace

No. 376 West Street

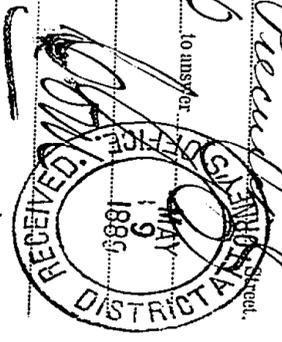
Julius Greenbaum

No. St. Martin Street

Timothy Shagan

No. 28 Pearl Street

\$ 1000 to master



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

defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated May 7 1889 [Signature] Police Justice.

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

Dated 1889 Police Justice.

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

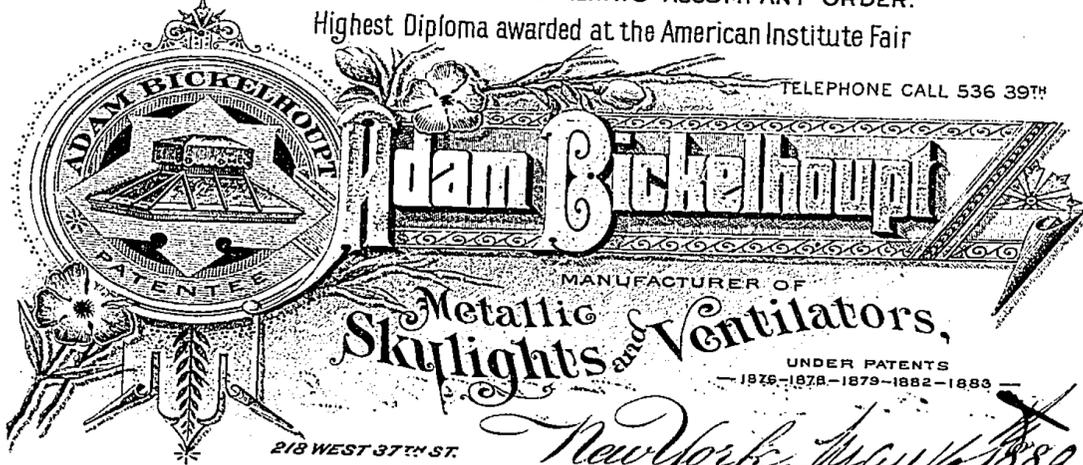
Dated 1889 Police Justice.

**POOR QUALITY  
ORIGINAL**

0378

SHIPPING DIRECTIONS SHOULD ALWAYS ACCOMPANY ORDER.  
Highest Diploma awarded at the American Institute Fair

TELEPHONE CALL 536 39TH



*This is to certify that I have known the bearer James Feely for the past ten or fifteen years and have always known him to be an honest hard working man and also he had always been known as peace full with his associates*

*Respy Yours  
Adam Bickelhaupt*

**POOR QUALITY  
ORIGINAL**

0379



ADAM BICKELHOPT, Patent Metallic Skylights,

No. 218 West 37th Street, New York.

**POOR QUALITY  
ORIGINAL**

0380



**ADAM BICKELHOPT, Patent Metallic Skylights,**  
**No. 218 West 37th Street, New York.**

POOR QUALITY  
ORIGINAL

0381

New York, May 16<sup>th</sup> 1889

This is to Certify, that  
I have always found  
the Bearer  
James Feeley to  
be honest and industrious  
and a good tenant

W. T. Laughlin

POOR QUALITY ORIGINAL

0382

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 Brady*

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

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

The said *James Brady*

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

*three bundles of the value of ten dollars each, divers articles of clothing and wearing apparel, of a number, and description to the Grand Jury aforesaid unknown, of the value of one hundred dollars, and divers other goods, chattels and personal property, of a kind and description to the Grand Jury aforesaid unknown, of the value of one hundred dollars,*

of the goods, chattels and personal property of one *Martin Powers*,

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

**POOR QUALITY ORIGINAL**

0383

**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 Brady*

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

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

The said *James Brady*

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

*three bundles of the value of ten dollars each, divers articles of clothing and wearing apparel, of a value, and description to the Grand Jury aforesaid unknown, of the value of one hundred dollars, and divers other goods, chattels and personal property of a value and description to the Grand Jury aforesaid unknown, of the value of one hundred dollars,*

of the goods, chattels and personal property of one *Martin Powers,*

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

**POOR QUALITY ORIGINAL**

0384

SECOND COUNT—

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

*James Brady*

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

The said *James Brady*

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, *three hundred* of the value of *ten dollars each*, *and* *articles of clothing and* *measurings* *of a number and* *description to be found and* *aforesaid* *measurings* *of the value of* *one hundred dollars*, *and* *other* *goods, chattels and personal* *property, of a kind and description* *to be found and* *aforesaid* *measurings* *of the value of one* *hundred dollars,*

of the goods, chattels and personal property of one *Martin Powers,*

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

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

*James Brady*

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

~~JOHN R. FELLOWS,~~  
~~District Attorney.~~

**POOR QUALITY ORIGINAL**

0385

Find COUNT:—

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

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

The said *James Brady*

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

*one bundle of the value of ten dollars,  
with divers articles of clothing and  
means of apparel, of a number and  
description to the Grand Jury aforesaid  
unknown, of the value of fifty dollars,  
clothes, and divers other goods,  
chattels and personal property, of a kind  
and description to the Grand Jury aforesaid  
unknown, of the value of fifty dollars, of the  
goods, chattels and personal property  
of one Julius Rosenberg, —  
and ~~had~~ other bundles of the value of ten  
dollars, with other articles of clothing and  
means of apparel, of a number and de-  
scription to the Grand Jury aforesaid  
unknown, of the value of fifty dollars, and divers  
other goods, chattels and personal property,  
of a kind and description to the Grand  
Jury aforesaid unknown, of the value  
of fifty dollars.*

of the goods, chattels and personal property of ~~one~~ *a certain person or  
persons to the Grand Jury aforesaid unknown,*

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

**POOR QUALITY ORIGINAL**

0386

*Fourth* COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *James T. Sedgwick*

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

The said *James T. Sedgwick*

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, *one* *fourth* of the value of *ten* dollars, *and* *other* articles of *clothing* and *measuring* apparatus, of a number and description to the Grand Jury aforesaid unknown, of the value of *fifty* dollars, and *other* goods, chattels and personal property of a kind and description to the Grand Jury aforesaid unknown, of the value of *fifty* dollars, and *other* goods, chattels and personal property of *one* *Julius Greenbaum*, —

and *two* other *fourths* of the value of *ten* dollars each, *and* *other* articles of *clothing* and *measuring* apparatus, of a number and description to the Grand Jury aforesaid unknown, of the value of *fifty* dollars, and *other* goods, chattels and personal property of a kind and description to the Grand Jury aforesaid unknown, of the value of *fifty* dollars, —

of the goods, chattels and personal property of *one* *a certain person* or *person* to *defendant* *James T. Sedgwick* unknown, by a *other* certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Julius Greenbaum* —

*Greenbaum* and the said *other* mentioned person or persons,

unlawfully and unjustly, did feloniously receive and have; *the* the said *James T. Sedgwick*

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

JOHN R. FELLOWS, District Attorney.

0387

**BOX:**

353

**FOLDER:**

3323

**DESCRIPTION:**

Fitzgerald, Michael

**DATE:**

05/09/89



3323

POOR QUALITY ORIGINAL

0300

Witnesses:

*Lizzie Dahl*  
*Officer Stott*

Counsel,

Filed

Pleads,

1884

*John R. Fellows*  
*John R. Fellows*

THE PEOPLE

*W. S. K.*  
*St*

*Michael Fitzgerald*

Grand Larceny, 2nd Degree.  
(From the Person.)  
[Sections 628, 681 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

*P2 May 13/84*  
*penalty PL*

*Pen 104 P.B.M.*

A True Bill.

*Edmund M. ...*

Foreman.

*Subscribed and sworn to by me*  
*(Witnesses by Grand Jury)*

POOR QUALITY ORIGINAL

0389

Police Court Second District.

Affidavit—Larceny.

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

Lizzie Dahl

of No. 319 E 75th Street, aged 16 years,

occupation Sales Lady being duly sworn

deposes and says, that on the 1st day of May 1889 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:

A pocket book containing good and lawful money of the amount and value of Forty cents

the property of Henry Dahl deponent's Father

she being a minor

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 Michael Fitzgerald, Edward Kearney and John Considine (all now here)

from the fact that deponent is informed by Samuel Price and Frederick J. Mott that they saw said defendants standing along side of her on 5th Avenue and 21st Street in said City and thereafter said pocket book containing said money was found in the possession of said Fitzgerald and said Kearney and Considine was in his company at the time

Lizzie Dahl

Sworn to before me, this 2nd day of May 1889

John V. Keefe Police Justice.

**POOR QUALITY ORIGINAL**

0390

CITY AND COUNTY OF NEW YORK, } ss.

*Samuel Price*  
aged 32 years, occupation Police officer of No. 29 Precinct Police Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Lizzie Sahl and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 2 day of May 1889 *Samuel Price*

*[Signature]*  
Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

*Frederick J. Mott*  
aged 29 years, occupation Police officer of No. 29th Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Lizzie Sahl and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 2 day of May 1889 *Frederick J. Mott*

*[Signature]*  
Police Justice.

**POOR QUALITY ORIGINAL**

0391

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Charles Jacobs*

aged *27* years, occupation *Declarer* of No.

*300 Mulberry*

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Lizzie Stahl*

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

Sworn to before me, this *2*  
day of *May* 188*9*

*Charles Jacobs*

*So / certified*  
Police Justice.

**POOR QUALITY ORIGINAL**

0392

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

John Casceda

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

258 Bleeker St 6 mos

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty

John Casceda

Taken before me this

day of May 1889

David A. ...  
Police Justice.

**POOR QUALITY ORIGINAL**

0393

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Michael Fitzgerald*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *N. S.*

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

Answer. *52 South 5th Ave Hmas*

Question. What is your business or profession?

Answer. *Oyster opener*

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

Answer.

*I am not guilty*

*Michael Fitzgerald*  
*mat*

Taken before me this

day of *April* 188*9*

*W. H. Kelly*  
Police Justice.

**POOR QUALITY ORIGINAL**

0394

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

*Edward Kearney* 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.

*Edward Kearney*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer.

*U.S.*

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

Answer.

*413 W 32nd St 16 years*

Question. What is your business or profession?

Answer.

*Labourer*

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

Answer.

*I have nothing to say*

*Edward Kearney*

Taken before me this

day of

188

Police Justice.



POOR QUALITY ORIGINAL

0396

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Fitzgerald

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

Michael Fitzgerald

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

The said Michael Fitzgerald,

late of the City of New York, in the County of New York aforesaid, on the 21st day of May, in the year of our Lord one thousand eight hundred and eighty-nine, in the day time of the said day, at the City and County aforesaid, with force and arms,

one pocket watch of the value of fifty cents, one silver coin of the United States, of the kind called quarter dollars, of the value of twenty five cents, two silver coins of the United States, of the kind called dimes, of the value of ten cents each, five nickel coins of the United States, of the kind called five-cent-pieces, of the value of five cents each, and ten coins of the United States, of the kind called cents, of the value of one cent each.

of the goods, chattels and personal property of one Maggie Dahl, on the person of the said Maggie Dahl, then and there being found, from the person of the said Maggie Dahl, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John J. O'Connell

0397

**BOX:**

353

**FOLDER:**

3323

**DESCRIPTION:**

Foley, Michael

**DATE:**

05/24/89



3323

POOR QUALITY ORIGINAL

0398

277  
Hollayer

Counsel,

Filed 24 day of May 1889

Pleads *Chiquily*

THE PEOPLE

vs.

Michael Foley

*Grand Jurors 2nd District  
Sec 528, 531, 552, 553, 554, 555*

JOHN R. FELLOWS,

District Attorney.

A TREE BILL.

*Richard M. ...*

Part III ~~...~~ 3/87.

*Foreman.  
Pleasants Rott's farm.*

*Ben J. ... P.M.*

Witnesses:

*Michael Foley*

*Mr. ...*

POOR QUALITY ORIGINAL

0399

Police Court- / District. Affidavit-Larceny.

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

William Maas

of No. 455 Canal Street, aged 47 years,  
occupation Express being duly sworn

deposes and says, that on the 19 day of May 1889 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:

A quantity of wearing apparel of the value of <sup>about</sup> Seventy five dollars

the property of in care and charge 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 Michael Foley and Edward Duffy (both now here) for the reasons that on said day the said property was in a trunk in deponent's office at <sup>37 Desbrosses Street</sup> ~~his address~~ and deponent having missed said property, deponent found an overcoat in the possession of the defendant Foley who was in company with the defendant Duffy. That when deponent asked said Foley what he was doing with said coat he Foley replied that it belonged to Duffy and who remained silent at said remark and deponent went away and afterwards saw said coat on the

Sworn to before me, this 1889 day

Police Justice.

POOR QUALITY  
ORIGINAL

0400

person of said Duffy and deponent identified  
said overcoat as part of the proceeds  
of said larceny.

Therefore deponent charges said de-  
fendant <sup>Foley</sup> with taking, stealing and carrying  
away said property and charges said  
defendant Duffy with acting in concert  
with Foley in depriving this deponent of  
the possession of said property.

Sworn to before me

this 20 May, 1889

William Maup

J. H. White  
Police Justice

**POOR QUALITY ORIGINAL**

0401

Sec. 193-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

*Michael Foley*

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

Question. What is your name?

Answer. *Michael Foley*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *98 Charlton St. 3 mos*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*

*Michael Foley*

Taken before me this

day of

*May* 188*9*

Police Justice.

*J. J. Williams*

**POOR QUALITY ORIGINAL**

0402

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Edward Duffy* 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. *Edward Duffy*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *501 Canal St. 3 years*

Question. What is your business or profession?

Answer. *Express driver*

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

Answer. *I am not guilty*

*E. Duffy*

Taken before me this *20*  
day of *May* 188*9*

Police Justice

*J. J. [Signature]*

POOR QUALITY ORIGINAL

0403

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William Maer  
458<sup>th</sup> Canal  
Michael Foley  
Edward Duffy  
Officer  
Paula Sweeney

No. 1

No. 2

No. 3

No. 4

Dated

May 20

1889

Magistrate

W. H. Smith

Officer

Foley

Witnesses

No. 1

Witness

Street

No. 2

Witness

Street

No. 3

Witness

Street

\$

to answer

Street

No. 4

Witness

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

Dated May 20 1889 J. H. Smith Police Justice.

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

Dated May 21 1889 J. H. Smith Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order he to be discharged.

Dated 1889 Police Justice.

POOR QUALITY ORIGINAL

0404

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Edery and Edward [unclear]

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

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

The said Michael Edery and Edward [unclear]

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of May, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms,

one overcoat of the value of twenty five dollars, and divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of fifty dollars.

of the goods, chattels and personal property of one William [unclear]

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

POOR QUALITY ORIGINAL

0405

SECOND COUNT—

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

~~Michael Kelly~~

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

The said ~~Michael Kelly~~  
~~\_\_\_\_\_~~

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

one parcel of the value of  
Twenty five dollars, and some  
articles of clothing and wearing  
apparel, of a number and  
description to the Grand Jury  
aforesaid unknown, of the  
value of fifty dollars.

of the goods, chattels and personal property of one ~~William Nass~~,

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

unlawfully and unjustly, did feloniously receive and have; the said ~~Michael Kelly~~  
~~\_\_\_\_\_~~

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

JOHN R. FELLOWS,  
District Attorney.

0406

**BOX:**

353

**FOLDER:**

3323

**DESCRIPTION:**

Fox, Thomas

**DATE:**

05/24/89



3323

**POOR QUALITY ORIGINAL**

0407

207  
Counsel,  
Filed *Oct 11* day of *May* 1889  
Pleads, *City of New York*

Robbery in the  
Degree.  
(MONEY)  
[Sections 224 and 225, Penal Code].

THE PEOPLE  
vs.  
*F*  
*Thomas Fox*

JOHN R. FELLOWS,  
*June 20, 1889* District Attorney.  
*Tried and acquitted*

**A TRUE BILL.**

*Edward A. [Signature]*

Ordered to the COURT of  
Foreman.  
*Wm. H. [Signature]*  
of the COUNTY of NEW YORK,  
for trial (Entered in the Minutes)

*June 13* 1889  
*June 19, 1889*

*H. Murphy*  
*Off. Maloney*  
*Leath Burns*

POOR QUALITY ORIGINAL

0400

Police Court - 4 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

Henry Murphy  
of No. 225 East 35<sup>th</sup> Street, Aged 32 Years  
Occupation Laborer being duly sworn, deposes and says, that on the  
10<sup>th</sup> day of May 1889, at the 2<sup>d</sup> Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

One silver chain with silver  
watch attached, and gold  
and lawful money of the  
United States of the amount  
and value of Fifty - two dollars  
the whole being  
of the value of Sixty - two

DOLLARS,  
the property of Reponer's  
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 force and violence as aforesaid by

Thomas Fox (now here) and an  
unknown man not yet arrested,  
who were acting in concert, for  
the reasons following to wit:  
on the said date as deponent  
was walking on First Avenue  
having the said watch in the  
left pocket of the over then worn  
by him as a portion of his  
bodily clothing, and the said money  
in an envelope the envelope  
being in the left pocket of the trousers  
then worn by him, he was seized.

Henry Murphy  
1889

Police Justice

POOR QUALITY ORIGINAL

0409

held of by two men who struck him and robbed him of property. Deponent says that before he was seized hold of he had the said property in his possession, and when the said men left, deponent missed said property. Deponent is informed by Catherine Burns (heretofore present), that she saw the defendants Fox and said unknown man seize hold of deponent and beat him and throw him down, said Fox was holding deponent whilst the unknown man was beating deponent with a stick. Said Catherine further says that the unknown man was smart-faced. Deponent is further informed by Detective Malarky (heretofore present), that he found the said watch and chain in Augustus Brown's office. The said Augustus Brown informs him (Malarky) that a smart-faced man had pawned the said property with him.

Dated

188

Police Justice

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

Dated

188

Police Justice

I have admitted the above named to bail to answer by the undersigned heretofore present. I have admitted the above named to bail to answer by the undersigned heretofore present. I have admitted the above named to bail to answer by the undersigned heretofore present.

Dated

188

Police Justice

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

Police Justice

Police Court, District

THE PEOPLE, &c., on the complaint of

1. \_\_\_\_\_ ss.

2. \_\_\_\_\_

3. \_\_\_\_\_

4. \_\_\_\_\_

Dated \_\_\_\_\_ 188

Magistrate

Officer

Clerk

Witness, \_\_\_\_\_

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

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

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

\$ \_\_\_\_\_ to answer General Sessions.

Offence—ROBBERY.

**POOR QUALITY ORIGINAL**

0410

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Catherine Burns*  
aged *35* years, occupation *Home Keeper* of No. *306 E 36*

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

Sworn to before me, this *15* day of *May* 188*9*.  
*Catherine Burns*  
*mass.*  
*A. J. White*  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Bernard Malarsky*  
aged *49* years, occupation *Detective* of No. *21st Avenue*

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

Sworn to before me, this *15* day of *May* 188*9*.  
*Bernard Malarsky*  
*A. J. White*  
Police Justice.

**POOR QUALITY ORIGINAL**

0411

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas Fox* 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. *Thomas Fox.*

Question. How old are you?

Answer. *38 years.*

Question. Where were you born?

Answer. *New York.*

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

Answer. *332 E 38<sup>th</sup> 1 year.*

Question. What is your business or profession?

Answer. *Spile-driver*

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

Answer. *I am not guilty and demand an examination*

*Thomas Fox*

Taken before me this \_\_\_\_\_ day of \_\_\_\_\_ 1883.  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0412

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

944  
Police Court  
District  
412

THE PEOPLE, etc.,  
ON THE COMPLAINT OF

*Henry [Signature]*  
306 E 36th St  
New York

1  
2  
3  
4  
Offence \_\_\_\_\_

Dated *May 15* 188*9*

*White* Magistrate

*McLennan* Officer

*White* Precinct

Witnesses *William [Signature]*

No. *306 E 36* Street

No. *615* Street

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

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

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

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



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

*Alfred [Signature]*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *200* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *May 15* 188*9*. *A. J. White* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

**POOR QUALITY ORIGINAL**

0413

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Fox*

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

*Thomas Fox*

of the crime of ROBBERY IN THE *first* DEGREE, committed as follows:

The said *Thomas Fox*,

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *May* in the year of our Lord one thousand eight hundred and eighty-~~nine~~, ~~in the~~ *time of the said day*, at the City and County aforesaid, with force and arms, in and upon one *Henry Thompson*, in the peace of the said People then and there being, feloniously did make an assault, and *two* 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 the denomination of twenty dollars, and of the value of twenty dollars *each*; *four* 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 the denomination of ten dollars, and of the value of ten dollars *each*; *eight* 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 the denomination of five dollars, and of the value of five dollars *each*; *fourteen* 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 the denomination of two dollars, and of the value of two dollars *each*; *twenty* 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 the denomination of one dollar, and of the value of one dollar *each*; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *four* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *eight* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *two* United States Silver Certificates of the denomination and value of twenty dollars *each*; *four* United States Silver Certificates of the denomination and value of ten dollars *each*; *eight* United States Silver Certificates of the denomination and value of five dollars *each*; *fourteen* United States Silver Certificates of the denomination and value of two dollars *each*; *twenty* United States Silver Certificates of the denomination and value of one dollar *each*;

742.00

**POOR QUALITY ORIGINAL**

0414

Two United States Gold Certificates of the denomination and value of twenty dollars each; ~~two~~ United States Gold Certificates of the denomination and value of ten dollars each; ~~two~~ United States Gold Certificates of the denomination and value of five dollars each; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ~~two dollars, one nickel~~  
~~of the value of fifteen dollars and~~  
~~one dime of the value of five cents,~~

of the goods, chattels and personal property of the said ~~Henry Munday~~,  
from the person of the said ~~Henry Munday~~, against the will,  
and by violence to the person of the said ~~Henry Munday~~  
then and there violently and feloniously did rob, steal, take and carry away, ~~the said~~  
~~Thomas for Maria, then and there~~  
~~sided by an accomplice, actually~~  
~~present, whose name is to the Grand~~  
~~Jury aforesaid as not unknown,~~

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

JOHN R. FELLOWS,  
District Attorney.

04 15

**BOX:**

353

**FOLDER:**

3323

**DESCRIPTION:**

Francis, Victor

**DATE:**

05/07/89



3323

**POOR QUALITY ORIGINAL**

0416

Witnesses:

Counsel,  
Filed,  
Pleads,

day of

1889

THE PEOPLE,

vs.

P

Victor Francis

Forgery in the Second Degree.  
(Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

Wm. C. Mason

A True Bill.

Foreman.

Foreman.  
County of Los Angeles  
Attorney

POOR QUALITY  
ORIGINAL

0417

Police Court, District.

City and County }  
of New York, } ss.

of No. 31 Monroe Street, aged 30 years,  
occupation Cook being duly sworn, deposes and says,  
or about that on the 4<sup>th</sup> day of April, 1889, at the City of New

York, in the County of New York, Victor Francis (now here) with intent to defraud did make, utter and forge an instrument or writing being or purporting to be the act of another, by which a pecuniary demand or obligation is or purports to be or to have been created in violation of Section 511 of the Penal Code of the State of New York for the reasons that on or about said day the defendant presented the annexed promissory note purporting to be drawn by Rose and Quail and payable to Francis Victor the defendant four days after date the sum of Forty dollars, dated April, 4, 1889. That defendant then and there stated to deponent that he had received said promissory note from said Rose and Quail in payment for services by him rendered. Requested deponent to advance to him the sum of Five dollars upon said note and that deponent should present said note to the makers and upon the payment thereof deponent should keep the balance after the deduction of the five dollars advanced as aforesaid, until he defendant should call therefor. Deponent, <sup>believing</sup> said representation to be true and believing said note to be genuine and said amount to be lawfully payable to defendant, deponent did advance the said sum of Five dollars as aforesaid.

Deponent is informed by John N. Quail

**POOR QUALITY ORIGINAL**

0418

(nowhere) that the said promissory note purported to be signed by ~~the said~~ firm was ~~not~~ not signed by him or any person authorized to sign said note, but that the signature is a forgery.

Shewn to before me J. Alexander  
the 26<sup>th</sup> April 1889  
recd over  
Police Justice

Dated 1888 Police Justice

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

Dated 1888 Police Justice

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

Dated 1888 Police Justice

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

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

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

1  
2  
3  
4

Offence,

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street.

\$ to answer Sessions

**POOR QUALITY  
ORIGINAL**

0419

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation John H. Quail  
Shippin master of No.

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

Sworn to before me, this 26<sup>th</sup>  
day of April 1889 } J. Kemp  
and Powers  
Police Justice.

POOR QUALITY  
ORIGINAL

0420

Sec. 198-200.

First District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. Victor Francis

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Manilla - Spain

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

Answer. No home.

Question. What is your business or profession?

Answer. Cook

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

Answer.

I am not guilty of the charge.

Victor <sup>his</sup> Francis  
mark

Taken before me this 20 <sup>th</sup>

day of April

1889

James B. Smith  
Police Justice.

POOR QUALITY ORIGINAL

0421

BAILIED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court... *First* District *634*

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Alexander*  
*31 Monroe St*  
*Victor Francis*

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

Offence *Forgery*

Dated *April 26<sup>th</sup>* 1889

*David* Magistrate.

*Margent. Oates* Officer.

*First* Precinct.

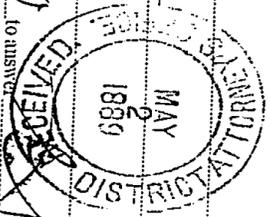
Witnesses *John A. Powell*

No. *114* Street *South*

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

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

\$ *1000* to assist



*Comptroller*

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 *April 26<sup>th</sup>* 1889 *W. O. P. Jones* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

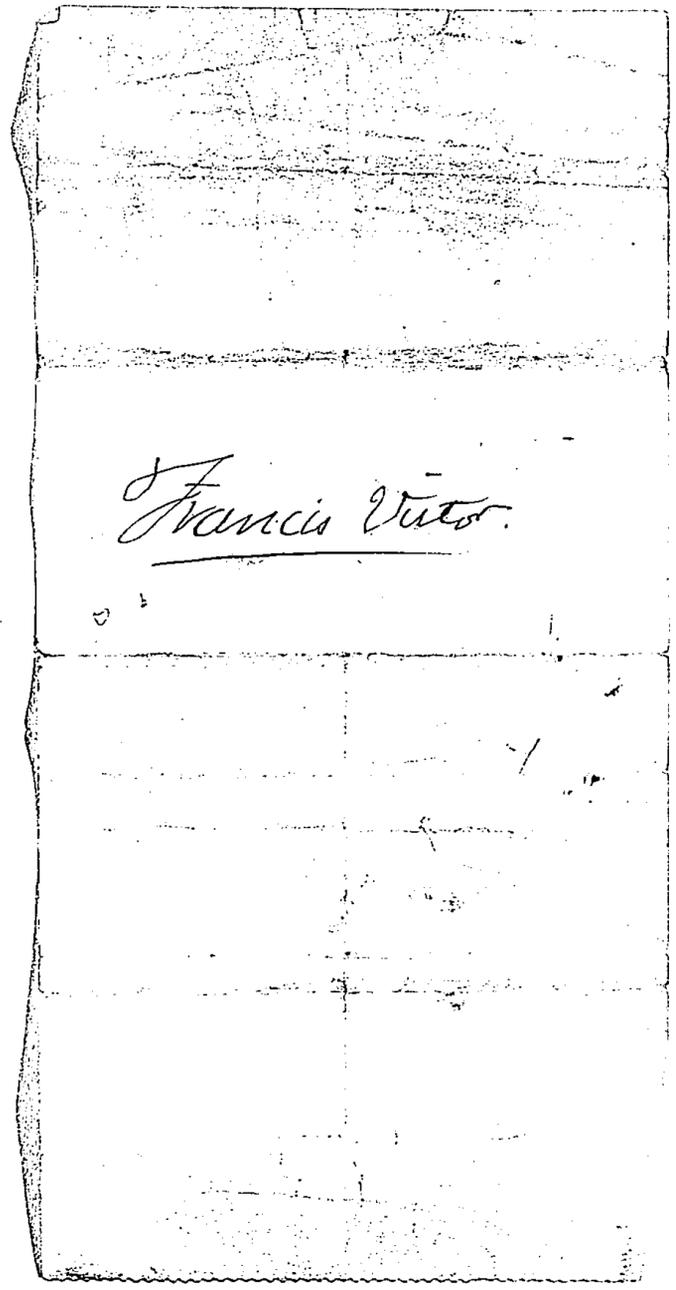
**POOR QUALITY  
ORIGINAL**

0422

\$ 40  
April the 4<sup>th</sup> 1889  
I hereby promise to pay to  
the order of Francis Victor the sum  
of forty dollars 40.00 Dollars  
at the office N.º 140 South St  
Value received  
NO. 140  
Due April the 8<sup>th</sup> J. J. [Signature]

**POOR QUALITY  
ORIGINAL**

0423



*Francis Vito*

**POOR QUALITY ORIGINAL**

0424

*I have the 23<sup>rd</sup> 1879*  
*from day after date I promise to pay to*  
*the order of Victor Garcia the sum*  
*of thirty five dollars \$35 Dollars*  
*at the office No 100 South 1st St*  
*Value received*  
*Agent*  
*No 100 Due April 10 1880*

**POOR QUALITY  
ORIGINAL**

0425

*Victor Fleming*

POOR QUALITY ORIGINAL

0425

BAILLED,  
 No. 1, by .....  
 Residence .....  
 No. 2, by .....  
 Residence .....  
 No. 3, by .....  
 Residence .....  
 No. 4, by .....  
 Residence .....  
 No. 5, by .....  
 Residence .....

Police Court... *First* District, *634*

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*John Alexander*  
*31 Monroe St*  
*Niagara Falls*

1 .....  
 2 .....  
 3 .....  
 4 .....

Offence *Forgery*

Dated *April 26<sup>th</sup>* 1889

*Davenport* Magistrate.

*Mugent. Dales* Officer.

*First* Precinct.

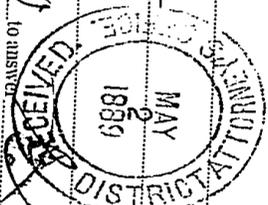
Witnesses: *John W. Duce*

No. *144* Street, *South*

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

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

\$ *1000* to insure



*John W. Duce*

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 *April 26<sup>th</sup>* 1889 *W. J. Duce* Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

**POOR QUALITY  
ORIGINAL**

0427

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

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Victor Francis*

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

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

The said *Victor Francis*

late of the City of New York, in the County of New York aforesaid, on the  
*fourth* day of *April* in the year of our Lord  
one thousand eight hundred and eighty-*nine*, with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, *to wit: a*

*certain promissory note for the*  
*payment of money*  
which said forged *promissory note*  
is as follows, that is to say:

*\$40<sup>00</sup>* April the *4<sup>th</sup>* 1889  
*four days after date I promise to*  
*pay to the order of Francis Victor the sume*  
*of forty dollars 40<sup>00</sup> Dollars*  
*at the office N<sup>o</sup> 40 South St*  
*Value received*  
*No. 40 - due April the 8<sup>th</sup> Ross & Inail*

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

**POOR QUALITY ORIGINAL**

0428

SECOND COUNT:—

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

*Victor Francis*

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

The said

*Victor Francis*

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, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit:*

*a certain promissory note for the payment of money*

which said forged promissory note is as follows, that is to say:

*\$40<sup>00</sup> April the 4th 1889.  
four days after date I promise to pay to the order of Francis Victor the sum of forty dollars 40<sup>00</sup> — Dollars at the office N<sup>o</sup> 40 South St  
Value received Pass & Quail  
No 40 — via April the 5th*

with intent to defraud, *he*

the said

*Victor Francis*

then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0429

**BOX:**

353

**FOLDER:**

3323

**DESCRIPTION:**

Friedauf, Louis

**DATE:**

05/10/89



3323

POOR QUALITY ORIGINAL

0430

38 *Landon*  
Counsel,  
Filed *10* day of *May* 188*9*  
Pleads *Not guilty*

THE PEOPLE  
*vs.*  
*John R. Fellows*  
*Defendant*  
*Louis Friedland*  
Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code).

JOHN R. FELLOWS,  
District Attorney.  
*Filed*  
*May 15 1889*  
*190*  
*190*  
*190*  
A TRUE BILL  
*John R. Fellows*  
Foreman

Witnesses:  
*Mary Friedland*  
*Officer Reynolds*

**POOR QUALITY ORIGINAL**

0431

Police Court 2 District.

City and County } ss.:  
of New York,

of No. 207 Sullivan Street, aged 19 years,  
occupation paper box maker being duly sworn  
deposes and says, that on the 2<sup>nd</sup> day of April 1889 at the City of New  
York, in the County of New York, in said premises

He was violently and feloniously ASSAULTED and BEATEN by Louis Friedauf  
(now here) who willfully and maliciously  
pointed and aimed a revolving pistol  
loaded with powder and ball which he  
the said deponent then and then held  
in his hands. at deponent and discharged  
one shot from said pistol at deponent.  
which said shot struck deponent in the  
forehead over the right eye, wounding  
deponent severely.

Deponent further says that such  
assault was committed in

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

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

Sworn to before me, this 2<sup>nd</sup> day }  
of May 1889 } Mary Friedauf.

Police Justice.

POOR QUALITY ORIGINAL

0432

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Louis Friedauf

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. Louis Friedauf

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. 207 Sullivan St. One

Question. What is your business or profession?

Answer. Pocket book maker.

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

Louis Friedauf

Taken before me this 1st day of May 1889, at New York, Police Justice.

POOR QUALITY ORIGINAL

0433

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Thomas Reynolds

of No. 15th Precinct Street, aged \_\_\_\_\_ years, occupation Policeman

being duly sworn deposes and says, that on the 25th day of April 1889

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

arrested Louis Freidauf (now here) charged with shooting his wife Mary Freidauf; that the said Mary is unable to appear in court in consequence of the said injuries. Deponent asks that the defendant be committed to await the result of said injuries

Thomas Reynolds

Sworn to before me, this 25th day of June 1889

Police Justice.

**POOR QUALITY ORIGINAL**

0434

Police Court, \_\_\_\_\_ District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Louis Freidant*

AFFIDAVIT.

Dated *April 25* 188 *9*

*O Reilly* Magistrate.

*Reynolds* Officer.

Witness, *Honora Dolan*  
*15*

Disposition *Committed to await  
the result of injuries*

POOR QUALITY ORIGINAL

0435

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

Police Court---

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mary Thudant  
 Poor Sullivan St  
 Min Thudant

Offence

Assault Felony

Dated

May 2

188

9

Magistrate

W. H. Hill

Magistrate

Reynolds Sullivan, Officer

1st Precinct

Precinct

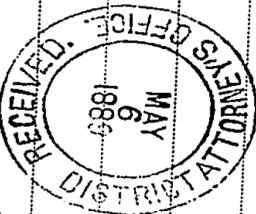
Witnesses

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

Street \_\_\_\_\_

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

Street \_\_\_\_\_



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

Street \_\_\_\_\_

to answer

2150

Street \_\_\_\_\_

Emad

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 \_\_\_\_\_

Alfer Sant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty five Hundred Dollars, (2500) and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated May 3 188 9

W. H. Hill Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_

Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_

Police Justice.

**POOR QUALITY  
ORIGINAL**

0436

X-----X  
: :  
: The People :  
: v. :  
: Louis Friedauf. :  
: :  
X-----X

**POOR QUALITY ORIGINAL**

0437

COURT OF GENERAL SESSIONS.

-----X	:
The People	:
v.	:
Louis Friedauf,	:
Indictment filed <i>May 10 1889</i>	:
Indicted for Assault in	:
the first degree.	:
-----X	:

Tried May 14th, 1889, before  
The Hon. Randolph B. Martine  
and a Jury.

Assistant District Attorney Fitzgerald, for the  
People.

Mr. Vandam, for the Defense.

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MARY FRIEDAUF, the complainant, testified, that she lived at 207 Sullivan Street. The defendant was her husband. She had been married to him nearly three years. They had last lived together in Sullivan Street. On the 24th of April she, the complainant, was living at 207 Sullivan Street. She had left her husband several months before. The defendant was away for nine months and returned and she was living with her mother, and he lived there with her for a month, and they could not agree and separated. She, the com-

**POOR QUALITY  
ORIGINAL**

0438

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plainant, continued to live with her mother. On April 24th the defendant entered her mother's house at about a quarter past ten o'clock in the evening. Her mother was in the kitchen at the time. There were four rooms and one room was let out. She, the complainant, was sitting on a chair in the front room on the third floor of 207 Sullivan Street. She had undressed and was going to bed when the door opened. <sup>and the defendant entered</sup> The door was unlocked. The complainant's mother entered the room when she heard the door open. Her Mother said, "Sit down, Louie," and he sat down. The defendant said nothing. Then the complainant's mother went out of the room and back to the kitchen, and the defendant beckoned to her to come over to him, and she got up and went over to him. She, the complainant, said to him, "Louie, what made you come so late." Then she saw the pistol in his right hand, and she said, "What are you going to do, Louie--shoot me?" and with that the defendant fired. He pointed the pistol at the right side of her forehead. She cried out, "Mama, I am shot," and the defendant ran downstairs. An ambulance came and she was taken to St. Vincent's Hospital. A bullet was extracted from her head--the upper

**POOR QUALITY  
ORIGINAL**

0439

3

right hand part of her forehead. She was under treatment for a week and two days. She did not suffer any pain but was very forgetful and her head was numb. About an hour or an hour and a half after the shooting her husband was brought to the hospital by a detective, and she identified him. She had seen him the night previous to the shooting. She begged him to go to work and live with her again. She wanted to live with him again on account of her baby, eighteen months old. She told him to go to work at flower making and she would help him along. Her mother was at the theatre and they were alone. She saw the pistol that night but nothing was said about it. The defendant took it out of his pocket and put it upon the mantel piece, and he put it in his pocket again before he went away.

Under cross examination, she testified that when they were first married they lived in Greenpoint, where the defendant worked in a terra-cotta factory. They lived together pleasantly until work got slack, and then she said she would go to her mother's house, so that her mother could take care of the baby and she would work to help him. Then her husband went away for nine months, and

**POOR QUALITY  
ORIGINAL**

0440

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and didn't write to her. She heard that he was in Pitts-  
burgh with his sister, where he made flowers. After  
his return she used to meet him frequently in Mrs. Emma  
Walker's store in Forsyth Street, and they were very  
pleasant with each other. During the nine months that  
the defendant was away he sent her no money. While they  
lived together one month after his return he paid a  
month's rent and gave her a dollar or two, but she had  
to work all the time. She never saw the pistol in his  
possession until the night before the shooting. The  
defendant's sister and her husband made wax flowers and  
travelled around and sold them. The defendant had  
learned to make wax flowers and sold them for a liveli-  
hood. She, the complainant, worked in a paper box  
factory. She had supported her child and herself with  
her earnings.

OFFICER THOMAS REYNOLDS, of  
the Fifteenth Precinct, testified that he arrested the  
defendant on the night of April 24th, about half past  
eleven o'clock at night in a saloon in Forsyth Street,  
near Stanton. He received information as to the shoot-  
ing about an hour previous. The complainant was <sup>being</sup> taken  
to the ambulance when the witness met her and she gave

**POOR QUALITY  
ORIGINAL**

0441

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him a description of the defendant. He asked the defendant what he shot his wife for, and the defendant denied that he shot her. He took the defendant to the St. Vincent's Hospital and the complainant identified him. The defendant said nothing at that time. On the following morning, going to court, he asked the defendant what he had shot his wife for, and the defendant said, "If you were in my place you would do the same thing yourself." He searched the defendant but found no pistol upon him. The defendant told him that he threw the pistol away.

Under Cross Examination, he testified that he arrested the defendant at 197 Forsyth Street, in a lager beer saloon. The defendant's exact language when he was asked what he had shot his wife for was, "I didn't shoot my wife."

For the Defense, LOUIS FRIEDAUER, testified that he was twenty-three years of age and was married on November 13th, 1886, to the complainant. They had one child, a boy. He was by trade a pocket-book and leather bag ~~XXXXXXXXXXXX~~ maker. He gave up his trade about six months after his marriage. They lived in several places in the Eighth and Ninth Wards, and

**POOR QUALITY  
ORIGINAL**

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then they went to Greenpoint. He stopped living with his wife when she insisted upon going to live with her mother. Then he went to sea, on the Bermuda Steamship line. The reason that he went to sea was that he could not get any more work in the terra cotta works, and he didn't wish to live with his mother-in-law. Then his sister wrote to him from Pittsburgh and he went to work for his sister and her husband in artificial flower making. They were employed in Robinson's Museum in Detroit, and they went on the museum circuit under Robinson. He did not send his wife any money. He returned to this city in October, 1889. He went on the following morning to his wife's shop. He made wax flowers and sold them. He had frequently met his wife at the saloon where he was arrested and had called at her house. He had no trouble with her whatever. He had never been arrested for any crime. He had the pistol in his possession because he had to watch his brother-in-law's flat in 114th Street. The flat was furnished. He took charge of the flat while his brother-in-law was out of town. He borrowed the pistol from Mrs. Walker, the keeper of the saloon in Forsyth, where he was arrested. On the night before the shooting they were talking about going house-keeping, and everything was pleasant. On

**POOR QUALITY  
ORIGINAL**

0443

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the following day he went to look for work and he could not get work or collect money that was due him. He then went back to the saloon in Forsyth Street, and in the afternoon went to London Theatre. Mrs. Walker gave him the ticket. About nine o'clock he started for his mother-in-law's house in Sullivan Street. His wife said to him, "Louis, you have been drinking again." He had been drinking. He made no reply and commenced to laugh. He had the pistol with him. The complainant walked towards him. He had the pistol in his outside coat pocket, and he was sitting upon a chair. He told his wife to kiss him, and then he put the pistol to his head, and she said, "For God's sake, what are you going to do?" and caught hold of his wrist, and he said, "I am going to kill myself," and she tried to take the pistol out of his hand and it was exploded. He did not intend to shoot her. He did not know that she had been hurt by the shot. She ran into the kitchen. He stood at the door, and he heard her mother cry out, "My God, he has shot her," and then he opened the door and ran. He went right over to the saloon at 197 Forsyth Street, and there he was arrested. He told Officer Reynolds that he believed he didn't shoot her. It was

**POOR QUALITY  
ORIGINAL**

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not true that he told the officer that the officer would have shot his wife, if the officer had been in his, the defendant's place. There was no occasion for him to shoot his wife.

Under Cross Examination, he testified that he had not sent his wife any money when he was in the West, because he was working for his board and lodging with his brother-in-law, but when he was on board of the Bermuda line steamers he got a dollar a day and his board. He gave his wife every cent of the money when he returned to live with her. After he left the sea and went to work at wax flower making he earned twelve to fifteen dollars a week. He gave his wife a dollar or a dollar and a half a week. She was working all the time in the paper box factory in Bleecker Street, where he bought his boxes. He had been discouraged all the afternoon, because he could not get work or collect money and he determined to commit suicide. After his wife was shot he ran right over to the saloon where he was arrested and told them that his wife was shot. He then attempted to shoot himself, but the men in the saloon took the pistol from him. He couldn't tell who the men were that took the pistol away, but they were friends of his. He didn't

**POOR QUALITY  
ORIGINAL**

0445

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go back to find out what had become of his wife. He did not think of shooting himself on the way to the saloon. When he got to the saloon he said to the crowd there, "My god, I think Mary is shot." He did not tell the officer that he threw the pistol away. He did not know what became of it. He borrowed the pistol from Mrs. Walker, the keeper of the saloon.

M R S. A N N I E W A L K E R testified that she kept a lager beer saloon at 197 Forsyth Street, and that she knew the defendant and had known him for two or three years. He frequented her saloon. The defendant sold wax flowers in her saloon. She knew the defendants wife, who had frequently come there to see her husband. She knew nothing wrong about the defendant. She lent him a revolver but she couldn't tell the date. The defendant said that he had to go uptown to mind a house for his brother-in-law and his sister.

Under Cross Examination, the witness testified that she had had the revolver three or four years. It was given to her husband by one of the customers. Her husband had been dead about four months. After the shooting the defendant came into the store and said that he was going to kill himself. She saw the pistol in

**POOR QUALITY  
ORIGINAL**

0446

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his hand and she said, "Boys, he is going to shoot himself," and they went over and took the pistol from him. She saw them struggle with the defendant for the pistol, and she heard a report. No one was hurt.

E D W A R D S T A H L, of 212 Forsyth Street, a porter, testified that he had known the defendant about eighteen years. He saw him in the saloon on the evening of the 24th of April. He was sitting down at a table drinking some beer. He left about nine o'clock and returned about eleven o'clock. He was excited. He sat down for a while and then he went into the back room. Then he saw the defendant speak to Mrs. Walker, and then the defendant walked again to the back part of the room, and there was a scuffle between Frank Kelly and the defendant, and Kelly took the pistol away from the defendant. He, the witness, heard the report of a pistol before Kelly took the pistol away. Then Kelly went out, and the defendant sat down, and he said that he shot his wife accidentally. He asked the defendant what he shot his wife for, and he said it was accidental.

L O U I S E P R I N C E, of 171 East 114th Street, testified that she was the sister of the defendant and was a married woman. The defendant had lived with her

**POOR QUALITY  
ORIGINAL**

0447

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until he was married. He was peaceable and quiet in his disposition. She had never known him to be in any trouble. In about the middle of April she and her husband went to Scranton, Pennsylvania, for her husband's health. They left the defendant in charge of their flat. They were away ten days. She did not know that the defendant had a pistol until she had returned. She saw it on the mantel piece; it was loaded; she examined it.

Under Cross Examination, she testified that before she went away she said nothing to the defendant as he had testified, nor did her husband about getting a pistol to protect himself and their property while they were away. Her husband never had a pistol. She asked the defendant what he was doing with the pistol, and he said that he had borrowed it on account of stopping up there. She took the pistol up to examine it, and her husband told her to put it back on the mantel-piece. The pistol lay on the mantel-piece until the following morning. Then the defendant took it away--at least she missed it from the mantel-piece.

M O R R I S P R I N C E, fur manufacturer, corroborated his wife, the last witness.

**POOR QUALITY  
ORIGINAL**

0448

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In Rebuttal, D R. EDWARD M c C A B E, testified that he was attached to the St. Vincent Hospital, at Seventh Avenue and 11th Street in the City of New York, as House Physician and Surgeon. He remembered bringing the complainant to the hospital. He extracted the bullet from the complainant's forehead. The bullet was situated about an inch and a half from the right eye-brow. There was not a fracture of the skull. The bullet entered immediately over the right eye-brow and penetrated upwards between the tissues for an inch and a half and was flattened out on the bone. If the bullet had penetrated the skull death would probably have resulted.

The Complainant, being recalled, testified that her husband had not given her all of his wages while he was on the Bermuda line of steamships, and that altogether since their child was born he had not given her as much as fifty dollars, or spent that much upon herself and her child.

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**POOR QUALITY  
ORIGINAL**

0449

*Handwritten text, possibly a date or reference number, oriented vertically.*

**POOR QUALITY ORIGINAL**

0450

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Louis Friedauf*

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

The said *Louis Friedauf*

late of the City of New York, in the County of New York aforesaid, on the  
*twenty-fourth* day of *April*, in the year of our Lord  
one thousand eight hundred and eighty-~~two~~*one*, with force and arms, at the City and County  
aforesaid, in and upon the body of one *Mary Friedauf*  
in the peace of the said People then and there being, feloniously did make an assault and  
to, at and against *her* the said *Mary Friedauf*  
a certain pistol then and there loaded and charged with gunpowder and one leaden  
bullet, which the said *Louis Friedauf*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon wilfully and feloniously did then and there shoot off and discharge,  
with intent *her* the said *Mary Friedauf*  
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  
*Louis Friedauf*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Louis Friedauf*

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 *Mary Friedauf* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and to, at and against *her* the said  
*Mary Friedauf*  
a certain pistol, then and there charged and loaded with gunpowder and one leaden bullet,  
which the said *Louis Friedauf*  
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 shoot off and discharge, against the form of the statute in such case  
made and provided, and against the peace of the People of the State of New York and  
their dignity.

JOHN R. FELLOWS,  
District Attorney.