

0086

BOX:

263

FOLDER:

2528

DESCRIPTION:

Palmer, Frank

DATE:

05/25/87



2528

POOR QUALITY ORIGINAL

0087

535

Counsel,
Filed 25 day of May 1887
Pleads, Not guilty to.

THE PEOPLE
vs.
Frank Palmer
Robbery, first degree.
[Sections 224 and 228, Penal Code].

RANDOLPH B. MARTINE,
James L. Coffey District Attorney.
Discharged by Court
A True Bill.

G. H. Starin Foreman.
James L. Coffey
James L. Coffey
James L. Coffey

Witnesses:
James L. Coffey
James L. Coffey

It appearing by the within affidavits that it is impossible to secure the attendance of James L. Coffey a material and necessary witness for the People and without whose evidence conviction cannot be had. I therefore respectfully recommend that the defendant herein Frank Palmer be discharged on his own recognizance.

N. Y., June 10, 1887.
Randolph B. Martine
District Attorney.

POOR QUALITY
ORIGINAL

00000

PART I.

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Affidavit wanted

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Solomon Sloman*

of No. *145 Forsyth* Street,

GREETING:

WE COMMAND YOU That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *28* day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Frank Palmer
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESSES, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *June*, in the year of our Lord 188*7*

RANDOLPH B. MARTINE, District Attorney.

to Canada

Turner 45

GLUED PAGE

POOR QUALITY
ORIGINAL

00089

Court of General Sessions.

being duly sworn, deposes and says he
Subpoena, of which the within is a copy, upon
on the day of
188, by

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

Attorney's Office.
If you know of more testimony than was produced before
the Magistrate, or if a fact which you think material was
not there brought out, please state the same to the District
Attorney or one of his assistants.

THE PEOPLE

vs.

R. Palmer

City of New York, ss.:

Abraham Marks

being duly

and says: I reside at No. *435 Grand*

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the

City and County of New York. On the *27* day of *June* 188

I called at *No. 145 Forsyth Street*

the alleged residence of *Solomon Sloman*

the complainant herein, to serve him with the annexed subpoena, and was informed by *the*
housekeeper that the said *Sloman* left
there over a month ago and went to
Canada on business, that she has not
seen or heard of him since and
does not know when he will return.

Sworn to before me, this *28* day

of *June* 188
Rudolph L. Scharf

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

Abraham Marks
Subpoena Server.

POOR QUALITY
ORIGINAL

0090

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Frank Palmer

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of

Abraham Marks

Subpoena Server.

Failure to Find Witness.

POOR QUALITY
ORIGINAL

0091

PART I.

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

☒ If this Subpoena is disobeyed, an attachment will immediately issue.

☒ Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To

Solomon Sloman

of No.

145 Forsyth

Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *28* day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Frank Palmer

in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *June*, in the year of our Lord 188*7*

RANDOLPH B. MARTINE, *District Attorney.*

GLUED PAGE

POOR QUALITY
ORIGINAL

0092

Court of General Sessions.

THE PEOPLE

vs.

Palmer

of New York, ss.:

Attorney's Office.
If you know of more testimony than was produced before
the Magistrate, or if a fact which you think material was
not there brought out, please state the same to the District
Attorney or one of his assistants.

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

being duly sworn, deposes and says he
Subpoena, of which the within is a copy, upon
on the day of
188, by

George M. Borst

being duly

deposes and says: I am a Police Officer attached to the 11th Precinct,

in the City of New York. On the 28th day of June 1887,

I called at No. 145 Forsyth Street

the alleged residence of Solomon Sloman

the complainant herein, to serve him with the annexed subpoena, and was informed by the
housekeeper that the said Sloman had
left there about 5 weeks ago and
had gone to Canada on business and
that she does not know when he
will return.

George M. Borst.

Sworn to before me, this 28 day

of June 1887
Rudolph L. Schauf

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

POOR QUALITY
ORIGINAL

0093

Court of General Sessions.

THE PEOPLE, on the Complaint of

Solomon Stewart

vs.

Frank Palmer

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of Police Officer

George M. Port

112

Precinct.

Failure to Find Witness.

POOR QUALITY
ORIGINAL

0094

Police Court--

3

District.

CITY AND COUNTY }
OF NEW YORK, } ss

of No. 145. Forsyth

Solomon Skoman

Street, Aged 42 Years

Occupation

Furrier

being duly sworn, deposes and says, that on the

17 day of May

1887

, at the 10th

Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

One Silver Watch with gold chain attached

of the value of Forty five

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 force and violence as aforesaid by

Frank Palmer (now here) and another person whose name is unknown. Deponent says that about the hour of 5 P. M. on said date he was walking down Grand Street between Eldridge and Forsyth Streets in said City when said Palmer came up to him in company with said unknown person and he said Palmer struck deponent a blow on the breast with his fist and said Palmer then took said watch from the pocket of the vest then and there worn by deponent.

Deponent further says that he took said watch from said Palmer's hand and he and said Palmer and said unknown person struck him on the face, with

1887

Subscribed and sworn to before me this 17th day of May 1887

Police Justice

POOR QUALITY
ORIGINAL

0095

Thief's and an array. That department
called out "Police" and officer Boxer
came along and arrested said Palmer

Solomon Sloman

Sworn to before me
this 18 day of May 1887
Solomon Sloman Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1887 Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1887 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 1887 Police Justice.

Police Court, District,	Offence—ROBBERY.
THE PEOPLE, &c., on the complaint of	
1.	
2.	
3.	
4.	
Dated 1887	Magistrate.
	Officer.
	Clerk.
Witnesses,	
No. Street,	
No. Street,	
No. Street,	
\$ to answer General Sessions.	

**POOR QUALITY
ORIGINAL**

0096

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY)
OF NEW YORK,) ss.

Frank Palmer 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.

Frank Palmer

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

82 Madison St. 2 years

Question. What is your business or profession?

Answer.

Bookbinder

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 walking along Grand Street and I heard Complainant call out and I asked him what is the matter and he replied you stole my watch I asked him how do you know I did and he replied that he knew it. I told him that he should be careful how he accused people and asked him to come to the Station House and on the way there we met the officer

Frank Palmer

Taken before me this

day of

1887

Police Justice.

POOR QUALITY
ORIGINAL

0097

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

Police Court-3 District. 735

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William H. Homan
145 Street
Frank Robinson

2 _____
3 _____
4 _____
Offence Robbery

Dated May 18 1887

David O'Reilly Magistrate
Geo M. Borel Officer.

Witnesses

William H. Homan
No. 41 Street.

No. _____ Street.

No. _____ Street.

\$25000 to answer

Frank Robinson

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

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

Dated May 18 1887 David O'Reilly 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

0098

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Palmer

The Grand Jury of the City and County of New York, by this indictment,
accuse *Frank Palmer* —

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

The said *Frank Palmer,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
~~seventeenth~~ day of *May*, in the year of our Lord one thousand
eight hundred and eighty-seven, in the day time of the said day, at the Ward, City
and County aforesaid, with force and arms, in and upon one *Samuel Stoman,*
in the peace of the said People, then and there being, feloniously did make an assault, and

one watch of the value of
Twenty five dollars, and one
chain of the value of Twenty
dollars,

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

the
said Frank Palmer being then
and there aided by an accomplice
actually present, whose name is to
be found among aforesaid indictment)

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.

Richard B. Smith

District Attorney.

0099

BOX:

263

FOLDER:

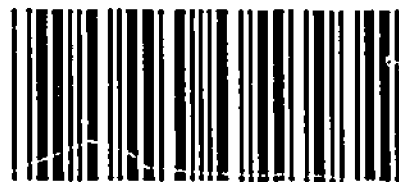
2528

DESCRIPTION:

Pape, Henry

DATE:

05/04/87



2528

POOR QUALITY
ORIGINAL

0100

48
Jas. V. Fallon

Counsel,

Filed 4 day of May 1887

Plead Chitizully

THE PEOPLE

vs.

Henry Pape

Violation of Excise Law.
(Sunday).
III Rev. Stat., 6th Edition, page 1883 Sec. 24, and
page 1883, Sec. 25.

RANDOLPH B. MARTINE,

District Attorney.

A TRUE BILL.

Gly A. Allen

Post 3. Dec. 7, 1883

Forfeited.

POOR QUALITY
ORIGINAL

0101

48
J. A. W. Fallon

Counsel,

Filed 4 day of May 1887

Plead Chicago, Ill.

THE PEOPLE

vs.

Henry Drape

F

RANDOLPH B. MARTINE

District Attorney

A True Bill.

Glynn Owen
Par 3. Dec 7. 1887

F. J. Smith

Witnesses:

Officer Dancer

POOR QUALITY
ORIGINAL

0102

Sec. 198-200.

District Police Court.

CITY AND COUNTY {
OF NEW YORK. } ss

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

Question What is your name?

Answer

Henry Pape

Question How old are you?

Answer

18 years

Question. Where were you born?

Answer.

Germany

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

Answer.

74 E 112 St 4 months

Question What is your business or profession?

Answer

Bar tender

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 am a
victim by Jerry*

Henry Pape

Taken before me this

day of

Sept 11 1887
John J. [Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0 103

BAILED,
No. 1, by Henry Morgan
Residence 440 Pleasant St.
No. 2, by 330 Pleasant St.
Residence 6th St.
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court - 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Eleonora J. Moore

Henry Pope

1
2
3
4

Offence Violation
Quire Law

Dated April 11 188

Wm. M. M. M. Magistrate.

Wm. M. M. M. Officer.

29 Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 100 to answer 48

Buck

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 One 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 11 188

Wm. M. M. M. Police Justice.

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

Dated April 11 188

Wm. M. M. M. 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

0104

Excise Violation-Selling on Sunday.

POLICE COURT- 3 DISTRICT.

City and County } ss.
of New York, }

of No. 29 Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 10 day
of April 1887, in the City of New York, in the County of New York, at
premises No. 74 East 112 Street,
Henry Pape (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Henry Pape
may be arrested and dealt with according to law.

Sworn to before me, this 11 day }
of April 1887 } Edgeworth S. Drew
M. J. P. Police Justice.

POOR QUALITY
ORIGINAL

0105

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 Page

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

- Henry Page -

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE
ON SUNDAY, committed as follows :

The said

Henry Page,

late of the First Ward 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-*seven*, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with force and arms,
certain intoxicating liquors and certain wines, to wit : One gill of wine, one gill of brandy, one
gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill
of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain
intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

Edmund S. Drew, and to

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

SECOND COUNT :

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

Henry Page -

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY,
committed as follows :

The said

Henry Page,

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, the same being the first day of the week

**POOR QUALITY
ORIGINAL**

0106

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to)

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

THIRD COUNT:

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

Henry Page

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

The said

Henry Page

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

74 East 112th Street

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0107

BOX:

263

FOLDER:

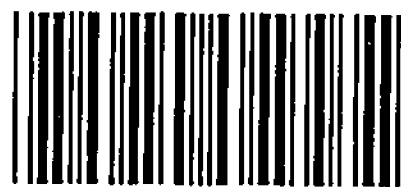
2528

DESCRIPTION:

Parmley, J. Henry

DATE:

05/05/87



2528

0 108

BOX:

263

FOLDER:

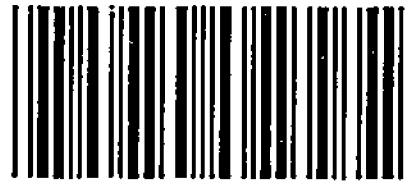
2528

DESCRIPTION:

Parmley, J. Henry

DATE:

05/05/87



2528

POOR QUALITY
ORIGINAL

0109

Witnesses:

W. J. [Signature]

A. [Signature]

Wm. [Signature]

Counsel, *[Signature]*
Filed, *22 May* 1887
Pleads, *Guilty*

THE PEOPLE
[Signature]
Grand Larceny, 2nd degree
[Sections 628, 58 Penal Code]

RANDOLPH B. MARTINE,
District Attorney,
22 May 1887
Yields P.L.
Pen one year.
A True Bill.

[Signature] Foreman.

POOR QUALITY
ORIGINAL

Police Court—3rd District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Adolph Schorerer

of No. 199 East Houston Street, aged 34 years,
occupation Manager of the Fowler Manufacturing Co. being duly sworn
deposes and says, that on the 12 day of June 1886 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 Smyrna Rugs of the Value of
Twenty one dollars
and One Clock of the Value of
Twelve dollars,
said property being in all of the Value of
Thirty three dollars.

the property of The Fowler Manufacturing Company
and in care and charge of the deponent
as their Manager.

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 J. Henry Parmenter (now known)

from the fact that on said day said defendant
came to the office of deponent, then at premises
No. 192 Orchard Street, and there represented
to deponent that he wanted said Clock
for his office, and three Rugs, for his private
residence at 160th Street and College Place,
Deponent sold said defendant the afore-
said property with the understanding
and agreement that he said defendant
shall pay \$14⁰⁰ on the delivery of the
goods, and the Balance shall be paid
in weekly payments of Fifty Cents on Each
article, until the same is fully paid,
and that said defendant shall not have

Subscribed and sworn to before me this

1886

Notary

Police Justice.

POOR QUALITY
ORIGINAL

title to said property until all of the payments
or moneys, the agreements made by said
defendants is hereto annexed and is forming
a part of this Complaint.

That said defendants requested that said property
be delivered to him at his office at No 749, 6th
Avenue and deponent in compliance with
said request gave said property to Max
Dabrowsky of No 199 East Houston Street who is in
the employ of said Fowler Manufacturing Company
with the instruction to deliver the same to said
defendants. Said Max informed deponent
that he did deliver said property to said
defendants and received four dollars as
part payment of said Bills.

Deponent is informed by William J. Kinisly
of No 550 West 23rd Street who is in the employ
of the Fowler Manufacturing Company, that
he was instructed to find said defendants
residence at 160 Street, that he made
diligent search for 1 1/2 day, that he did
not find said defendants, and that he
was informed from persons residing in
the neighborhood, that no such persons
ever resided in said neighborhood.

That said defendants has failed to
make any payment on said property,
that he secreted and disposed of the
same. Deponent charges that
said defendants did feloniously
make said false representation
with the intent to steal said property
and whereby he did steal the same
as aforesaid and thereby did
deprive the true owners of the use
and benefits thereof.

Sworn to before me this
11th day of May 1887
J. M. [Signature]
Deputy Justice

POOR QUALITY
ORIGINAL

0112

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 38 years, occupation May Jablonsky
Salesman of No.

199 East Houston Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Adolph Scherer
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of May

1887

May Jablonsky

Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation William J. Kinsley
Collector of No.

550 West 23 Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Adolph Scherer
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of May

1887

W. J. Kinsley

Police Justice.

POOR QUALITY
ORIGINAL

0113

Sec. 193-200.

3 District Police Court.

CITY AND COUNTY {
OF NEW YORK. } ss

J. Henry Premley 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

J. Henry Premley

Question How old are you?

Answer

55 years

Question. Where were you born?

Answer.

New York

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

Answer.

125th Street & 4th Avenue 3 months

Question What is your business or profession?

Answer.

Real Estate

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

J. Henry Premley

Taken before me this

day of *March* 188*8*

Police Justice.

POOR QUALITY
ORIGINAL

0114

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

Police Court

(3)

District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Joseph Behrens

199 W. 8th Street

John Henry Kennedy

1

2

3

4

Offence

Green

felony

188

May 1

188

Mayor

Magistrate

Officer

Witness

Mary Goldensky

No. 199, E. Avenue

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

Dated *May 1* 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0115

Mch. 27th, 1880. 5 M.

MONEY MUST NOT BE PAID UNLESS ORIGINAL CONTRACT IS PRESENTED.

Received of Fowler Manufacturing Co., Limited,

This day under a bargain for the sale thereof, one Regulator CLOCK,
No. 7 for which I promise and agree to pay the sum of Seven
DOLLARS in installments of FIFTY CENTS per week until the whole is paid. And I do hereby
charge my separate estate with payment of same.

IT IS EXPRESSLY UNDERSTOOD AND AGREED that this Clock shall remain the property of said FOWLER
MANUFACTURING CO., LIMITED, and that no title thereto shall be acquired by or vested in me, until said installments are all fully
paid; and in case of failure to make any of said payments promptly, I agree to surrender said Clock, without process of law, and said
FOWLER MANUFACTURING CO., LIMITED, or their agent, is authorized to enter my premises, and take and remove said Clock,
and retain any and all sums paid by me, as a reasonable charge for the rent or use of the same.

And I also agree not to remove said Clock from the premises I now occupy, without first notifying said FOWLER MANU-
FACTURING CO., LIMITED, in writing, nor without their consent.

And I also aver that there is no contract, agreement or understanding, verbal or otherwise, between
myself and said FOWLER MANUFACTURING CO., LIMITED, or their agent or salesman, in reference
to the said Clock, except that which is expressed in this Lease.

Witness: M. Jablonsky

Residence,

Place of Business,

J. Henry Palmer
1605 St. Charles St.
749 6 av

FOWLER MANUFACTURING CO., LIMITED

MANUFACTURERS OF AND DEALERS IN

FOWLER'S ADJUSTABLE ROLLING SPRING MATTRESS.

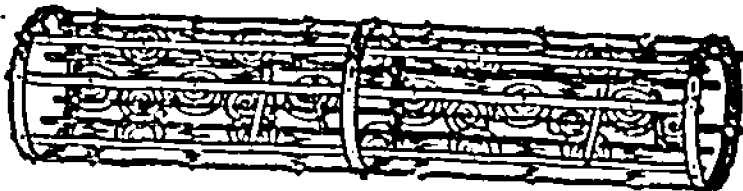
CLOTHES WRINGERS, ETC.

Principal Office, Nos. 548 & 550 West 23rd Street, New York.

**POOR QUALITY
ORIGINAL**

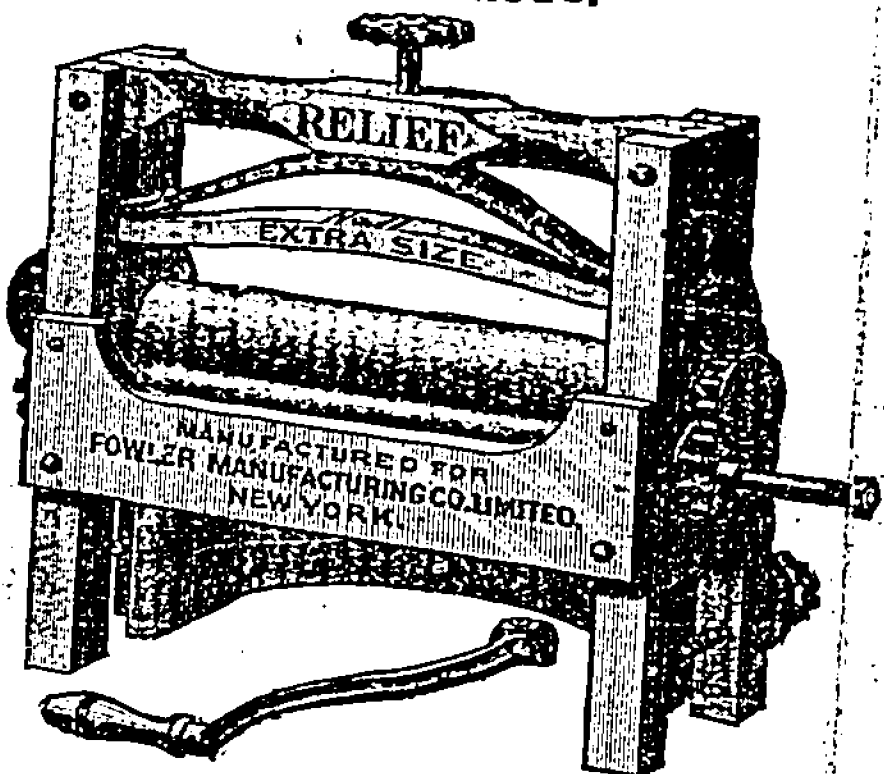
0116

FOWLER MANUFACTURING CO.,
(LIMITED.)
MANUFACTURERS OF
**FOWLER'S
ADJUSTABLE ROLL-UP
Spring Mattress.**

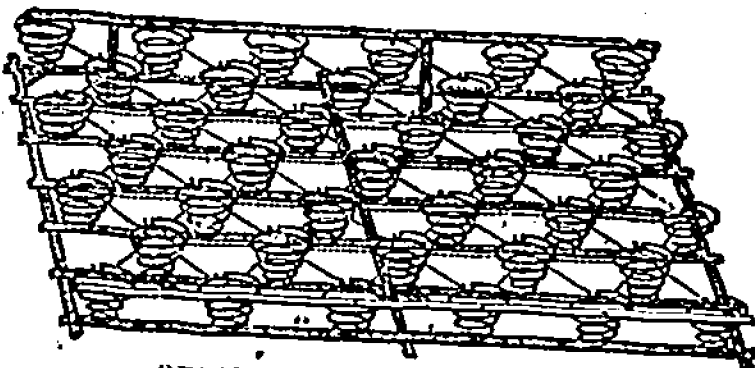


ROLLED UP FOR TRANSPORTATION

DEALERS IN
**CLOTHES WRINGERS,
FLUTING MACHINES, CARPET SWEEPERS,
AND
SMYRNA RUGS.**



The above cut represents the latest improved and best wringer in the market. Rolls 11 inches long



OPEN. READY FOR USE.

We warrant both our Beds and
Wringers.

Lease No.

16484 } 132196
J. Henry Patzky
749 6th Ave
Office

Verified.

Compt. Paid 100

Long of the
10/10/16

142

35
420

11200 Com
1000
320

Adolph Schaefer
192 Orchard St.

POOR QUALITY
ORIGINAL

0117

Grand Jury Room.

PEOPLE

vs.

Hy. J. Parmley.

Max Joblowsky,
Geo. Kinsley,
A. Schwerin
Ed. Scholl
off. Sheehan.

District Attorney's Office.

Part Two
PEOPLE

vs.

J. Henry Parmley
May 10th 1887
Served Personal
May 9th
Carroll

pin

POOR QUALITY
ORIGINAL

0118

FOWLER MANUFACTURING CO., LIMITED

MANUFACTURERS OF AND DEALERS IN

FOWLER'S ADJUSTABLE ROLLING SPRING MATTRESS.

CLOTHES WRINGERS, ETC.

Principal Office, Nos. 548 & 550 West 23rd Street, New York.

Mch. 16th, 1880. 10 M.

MONEY MUST NOT BE PAID UNLESS ORIGINAL CONTRACT IS PRESENTED.

522.530.504 \$21.00. 1880
Received of Fowler Manufacturing Co., Limited,

This day under a bargain for the sale thereof, 3e SMYRNA RUG, pattern 322.530.504
Size 30 x 26 for which I promise and agree to pay the sum of Seven Dollars
DOLLARS in installments of FIFTY CENTS per week until the whole is paid. And I do hereby
charge my separate estate with payment of same.

IT IS EXPRESSLY UNDERSTOOD AND AGREED that this Rug shall remain the property of said FOWLER
MANUFACTURING CO., LIMITED, and that no title thereto shall be acquired by or vested in me, until said installments are all fully
paid; and in case of failure to make any of said payments promptly, I agree to surrender said Rug, without process of law, and said
FOWLER MANUFACTURING CO., LIMITED, or their agent, is authorized to enter my premises, and take and remove said Rug,
and retain any and all sums paid by me, as a reasonable charge for the rent or use of the same.

And I also agree not to remove said Rug from the premises I now occupy, without first notifying said FOWLER MANU-
FACTURING CO., LIMITED, in writing, nor without their consent.

And I also aver that there is no contract, agreement or understanding, verbal or otherwise, between
myself and said FOWLER MANUFACTURING CO., LIMITED, or their agent or salesman, in reference
to the said Rug, except that which is expressed in this Lease.

Witness: M. J. Jankovsky

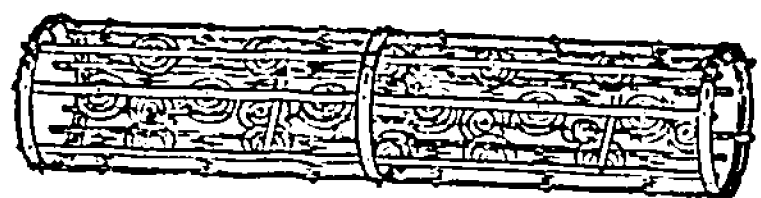
Residence, E. L. O. Carter

Place of Business, 749 6 av

**POOR QUALITY
ORIGINAL**

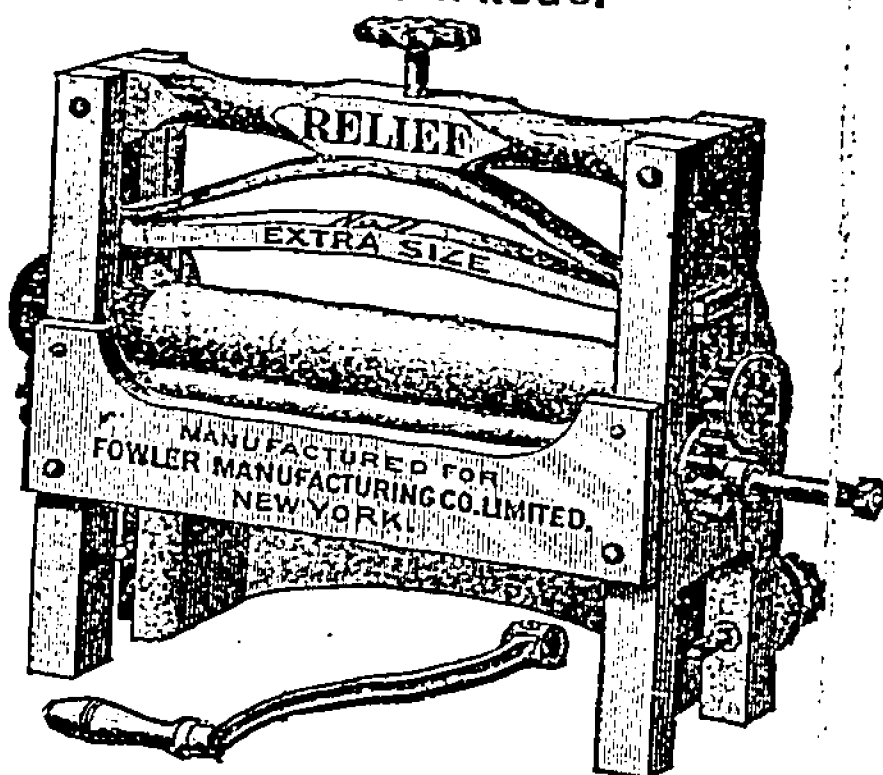
0119

FOWLER MANUFACTURING CO.,
(LIMITED.)
MANUFACTURERS OF
FOWLER'S
ADJUSTABLE ROLL-UP
Spring Mattress.

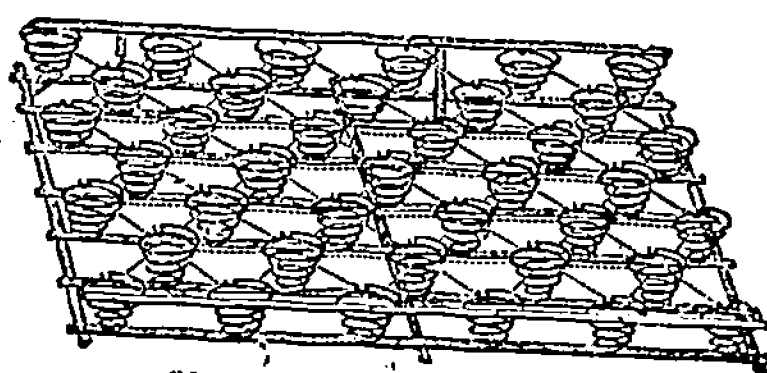


ROLLED UP FOR TRANSPORTATION

DEALERS IN
CLOTHES WRINGERS,
FLUTING MACHINES, CARPET SWEEPERS,
AND
SMYRNA RUGS.



The above cut represents the latest improved and best Wringer in the market. Rolls 11 inches long.



OPEN. READY FOR USE.

We warrant both our Beds and Wringers.

261520 Bm 194
J. Henry Palmer
749-6 to the

Office

Verified.

Paid *1800*
1800
2

735
1300
1155

Office

POOR QUALITY
ORIGINAL

0120

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

J. Henry Ponder

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

J. Henry Ponder

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

The said

J. Henry Ponder

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

Three maps of the value
of seven dollars each, and
one book of the value of
twelve dollars,

of the goods, chattels and personal property of one

Adolph Schuman,

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.

Richard B. Smith

District Attorney.

0121

BOX:

263

FOLDER:

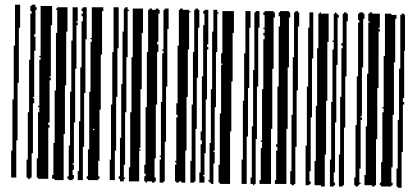
2528

DESCRIPTION:

Peliter, Louis H.

DATE:

05/23/87



2528

POOR QUALITY
ORIGINAL

0122

464

Counsel,
Filed 23 day of May 1887
Pleads,

THE PEOPLE

vs.
W. H. Peltier

Louis H. Peltier

Burglary in the Third Degree.
Sections 495, 506, 528, 553, 24

RANDOLPH B. MARTINE,

Pr May 24/87 District Attorney.
pleads pr
Pen 3 mtd.

A True Bill.

G. H. Leman

Foreman

Witnesses:

Samuel C. Bush

Edw. Maguire

POOR QUALITY
ORIGINAL

0123

Police Court— 3rd 4th District.

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

of No. 86 Cannon Street, aged 49 years,
occupation Sash & Window manufacturer being duly sworn

deposes and says, that the premises No. 77 Cannon Street, 13 Ward
in the City and County aforesaid the said being a five story brick building
The Basement of
and which was occupied by deponent as a Manufacturing
~~and in which there was at the time a person living by name~~

were BURGLARIOUSLY entered by means of forcibly receiving a stick
which fastened the window leading to said Manufacturing
then pushing down the window.

on the 17 day of May 1889 in the evening time, and the
following property feloniously taken, stolen, and carried away, viz:

five glassed diamonds of the value
of one dollar, three knives of the
value of seventy five cents
in all of the value of one dollar and
seventy five cents \$ 1.75

the property of deponent,
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
Lucas St. Pelter (now here)

for the reasons following, to wit: That in the evening of the
16th day of May 1889 and at the hour
of about 4 o'clock deponent left
said factory, when said described
window was closed and said
property was at that time in said
factory. Deponent is informed
by James Maguire of the 12th
Police Police that at the hour

POOR QUALITY
ORIGINAL

0124

at 3 o'clock in the morning of the 17th
day of May 1887 he arrested said defendant
on the foot of Delaney Street with the
within described property in his possession
and upon his person
and from the further fact that
said defendant acknowledged to
deponent in presence of witnesses that
he did commit said Burglary and
did steal said property as aforesaid

Shown to before me this 17th day of May 1887
Seamard G. Power

Sam'l C. Kelly Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Twenty 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 1887
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1887
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 1887
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1
2
3
4

Dated

1887

A

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$

to answer General Sessions.

POOR QUALITY
ORIGINAL

0125

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Louis H. Pellet 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 H. Pellet*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *I have no home at present,*

Question. What is your business or profession?

Answer. *Lithographer.*

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 the charge*

Louis H. Pellet

Taken before me this

day of

May

189*5*

Samuel W. Smith Police Justice.

POOR QUALITY
ORIGINAL

0126

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

Police Court-- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 *James H. Kelly*
2
3
4

Offence *Burglary*

Dated *May 17* 188*7*

Wm. H. Kelly Magistrate.

John H. Kelly Officer.

14 Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ *1500* TO ANSWER

Wm. H. Kelly

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 *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 *May 17* 188*7* *Sam'l O'Kelly* 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

0 127

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Samuel M. Pether

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

- Samuel M. Pether -

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

The said *Samuel M. Pether,*

late of the *Fifteenth* Ward 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-*seven*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *factory* of one

- Leonard F. Prewett, -

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

Leonard F. Prewett,

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

POOR QUALITY
ORIGINAL

0128

SECOND COUNT—

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

Samuel M. Peltzer —
of the CRIME OF *Peltzer* LARCENY, — committed as follows:

The said *Samuel M. Peltzer*,

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 *night* time of the said day, with force and arms,

*five fingers' diamonds, of the
value of twenty cents each,
and three rings, of the value
of twenty five cents each,*

of the goods, chattels and personal property of one

Leonard F. Peltzer, —
in the *factory* of the said

Leonard F. Peltzer.

there situate, then and there being found, in the *factory*, 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.

Richard W. Smith
District Attorney.

0.129

BOX:

263

FOLDER:

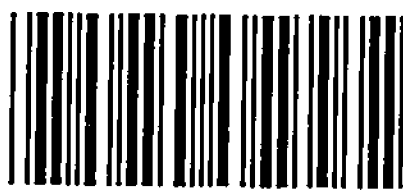
2528

DESCRIPTION:

Pendleton, William J.

DATE:

05/03/87



2528

0130

Accepted and paid 29th Dec 1892

**POOR QUALITY
ORIGINAL**

0131

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Wm. J. Pendleton

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

If the court would consent thereto I would prefer to have the prosecution of this case discontinued as I have no desire to further prosecute the same.

Ed. Weller.

*This signature was
acknowledged by Ed. Weller
in my presence*

Vernon M. Davis.
Asst

Oct. 1, 1888,

POOR QUALITY
ORIGINAL

0132

General Services
Country of New York

The People

agent

Wm J. Pendleton

Request to withdraw

**POOR QUALITY
ORIGINAL**

0133

5

CITY, COUNTY AND STATE OF NEW YORK, SS:

JOHN H. HAPGOOD being first duly sworn deposes and says, that he resides in Harlem, City of New York, and also is in business as Electrical Engineer and Constructor at 152 Broadway.

That he knows Mr. William S. Pendleton, the defendant, in the People vs. Wm. S. Pendleton, since about the year 1884, and also is well acquainted with his father who is President of the New York Electrical Society, a gentleman of high standing and well known in Electrical circles

That Mr. William S. Pendleton is a young man of good habits, married and earning a salary as salesman and electrician, previous to which he was engaged in his father's office, and from this deponent's frequent opportunity for observation has always been of steady and attentive habits to business, especially within the past year when he has shown ability and ambition to advance himself in life in his profession as electrician.

Sworn to before me this :

10th day of Sept., 1888.:

Geo. H. Nolan

Com. of Supers N.Y.C.

**POOR QUALITY
ORIGINAL**

0134

CITY, COUNTY AND STATE OF NEW YORK: SS:

ALFRED G. HOLCOMBE being first duly sworn, deposes and says that he is an Electrical Engineer and Expert residing in the City of New York, No. 127 Washington Place. That he has known Mr. William S. Pendleton many years. That during this year while he was employed in the office of his father in this city, he has seen him almost daily until about two months ago.

That in attention to business, regularity of hours and ability Mr Pendleton was all that could be required or expected of any young man. That within two months he has seen him less frequently, but knows that he received offer of a good position and salary which was accepted. That his habits and disposition are most creditable as he can testify not only in all business relations but at home with his family, where the deponent has had opportunity of meeting him.

Sworn to before me this :
eighth day of Sept., 1888.:

Joseph A Davis. *Alfred G. Holcomb*

**POOR QUALITY
ORIGINAL**

0135

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

-----X

The People &c.

against

William S. Pendleton

-----X

City and County of New York SS:

Rebecca L. Lyden being duly sworn says:

Direct Examination by Mr. Douras, Asst. Dist. Atty.

Q. Where do you reside ?

A. 134 East 13th Street.

Q. What is your business or occupation ?

A. I am an opera singer; also have a musical agency under the name of Murrilli and Murio.

Q. By what name are you known in the profession ?

A. Louise Murio.

Q. Do you know the defendant William pendleton?

A. Yes.

Q. How long have you known him.

A. I was introduced to him on the 20th of April, 1887, by his wife, Mrs. Pendleton.

Q. Where ?

A. At Cooper Hall, Jersey City, where Mrs. pendleon and myself were there singing under an engagement.

Q. Do you remember the evening of the 21st of April, 1887

A. Yes.

**POOR QUALITY
ORIGINAL**

0136

Q Did you see the defendant on that day ?

A I did, twice; the first time he was being ejected from Cooper Hall by Mr. Metzger, the proprietor. This was in the neighborhood of 12 o'clock P.M. also a little later on I saw him at the ferry. I saw him in the waiting-room of the Jersey City side, in the ferry house.

Q Do you know Mr. Weller ?

A Yes .

Q Will you state what occurred between the defendant and Mr. Weller on that evening ?

A That evening shortly after the defendant was ejected from the hall, I started for my home in New York, accompanied by Mr. Sohmer and Mr. Weller. When we reached the waiting room of the ferry on the Jersey City side, I saw the defendant there and called Mr. Weller's attention to him. When we reached the New York side, the three of us came up Cortlandt Street towards Broadway. I was in the center of the group, Mr. Weller was on the outside, and Mr. Sohmer on the inside nearest the houses. Somewhere in Courtlandt Street between Broadway and the river, I was startled by a sound as though the breaking in of a hat, I turned immediately, I saw the defendant in our rear, striking Mr. Weller with something he held in his hands. The defendant struck him several blows furiously. Mr. Weller shouted for help and police. The defendant ran towards Broadway and turned towards the left pursued by Mr. Sohmer, Mr. Weller and some people who had answered the call for help. They disappeared for a moment or so, and I

**POOR QUALITY
ORIGINAL**

0137

walked in the direction they had taken. In a few moments Mr. Sohmer & Mr. Weller returned, surrounded by some people and the defendant also in custody of an officer. There was blood dripping from a large gash in Mr. Weller's head.

Q Did you go to the Station House with them?

A I went home immediately afterwards. *a ——— No*

Q Did you recognize the defendant, when he came back with the Officer ?

A I did, and identified him as Mr. Pendleton as the person who assaulted Mr. Weller.

Q Did the defendant say anything when he came up in the custody of the officer ?

A Not a word to me sir.

Q Did he say anything to anybody else?

A Not that I am aware of.

Q Have you any ill feeling against the defendant?

A No sir; not in the least.- I met him the evening before casually, with his wife.

**POOR QUALITY
ORIGINAL**

0138

Cross-examined by Defendant's Counsel.

Q How long have you resided in New York ?

A I have resided here for about ten years.

Q How long have you been engaged in Cooper Hall.

A That is the second night of that engagement - I sang there two years ago.

Q Were you there only two nights?

A I sang there Wednesday, Thursday ^{Friday} ~~and~~ Saturday nights of that week.

Q Then you were employed a week at Cooper Hall?

A I was employed from Wednesday to Saturday night of that week

Q Whereabouts is Cooper Hall located in Jersey City?

A I don't know; I am not sure

Q Is it a beer hall with a stage for singing.?

A It is a beer hall with a small platform.

Q Is beer sold over the bar there during the performans

A That is more than I can tell you - beer is distributed all over the house

(question objected to)

Q Are there tables distributed over the room?

A Yes sir.

Q How long have you known Mr.Sohmer and Mr.Weller.

A Mr.Sohmer, I have known something over ten years.

Q How long have you known Mr.Weller ?

A I met Mr.Weller there Wednesday night for the first time.

Q Do you know whether Mr.Weller and Mr.Sohmer knew

**POOR QUALITY
ORIGINAL**

0139

ne

Mr. Pendleton ?

A I know nothing about their acquaintance.

Q Did you ever hear them make any expressions in regard to Mr. Pendleton?

A Never, Sir.

Q Do you know whether Mr. Pendleton was present at the concert on the night of the assault ?

A I did not see Mr. Pendleton at all until the concert was over. He was coming out of the hall.

Q When he was coming out of the hall, where was Mr. Sohmer and Mr. Weller ?

A Close by the bar.

Q About what distance was they from Mr. Pendleton ?

A I was standing with my back towards the direction in which he was coming, and apparently was coming from the gents toilet.

Q When you say, Mr. Metzger left you, while he was conversing with you, to go to Mr. Pendleton, where was Mr. Weller and Mr. Sohmer at that time?

A In the vicinity of the bar.

Q Did Mr. Pendleton stop at the bar?

A Mr. Pendleton had not got as far as the bar, when Mr.

Metzger stepped aside from me. I recognized Mr. Pendleton

-----as he was putting him out of the house.

Q Did you observe whether Mr. Sohmer or Mr. Weller or both assisted in ejecting him?

A They did not go near Mr. Pendleton.

Q Do you know whether Mr. Sohmer and Weller entertained any ill feelings towards Mr. pendleton?

**POOR QUALITY
ORIGINAL**

0140

3c

A Mr. Pendleton's name had never been mentioned to me by Mr. Sohmer or Mr. Weller.

Q Now, when you went aboard of the ferry boat at Jersey City, did Mr. Sohmer and Mr. Weller go with you into the ladies cabin?

A We all sat together.

Q Did you go to the front part of the cabin?

A That is more than I can tell you.

Q Where were you when the boat landed at Courtlandt Street.?

A I don't remember what part of the boat I was on.

Q Was there many passengers on board of the boat?

A Very few.

Q Did you see Mr. Pendleton aboard of the ferry boat at all?

A No sir.

Q When you proceeded up Courtlandt Street, did you walk very rapidly?

A Very leisurely.

Q Did you walk so that any one with an ordinary walking gait would pass you?

A Very slow, we walked.

Q Were you busily engaged in conversation at the time of the alleged assault?

A Yes sir; talking about something that occurred years ago.

Q When you heard the blow as if the crushing in of a hat, as you say, did you instantly look around?

**POOR QUALITY
ORIGINAL**

0141

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A The second blow followed the first so rapidly, at the second blow Mr. Weller screamed, of course we all turned in an instant.

Q Is Mr. Weller a young man?

A I should judge he is a man somewhere between 35 and 40.

Q Is he apparently a vigorous man?

A I don't know; his physique is good, he bears evidently the traces of ill health, because under his eyes is very dark - he is a larger man than Mr. Pendleton.

Q Now when you looked around what was Mr. Weller doing?

A Mr. Weller was trying to get away.

Q Did any of their hats fall off?

A I do not remember.

Q If they fell off you did not observe it?

A I did not notice it.

Q Were you not considerably alarmed?

A Frightened to death.

Q How long did this affray last?

A A few seconds - quicker than I could tell you.

Q Did Mr. Pendleton keep circling around Mr. Weller?

A He fought him like anything, Mr. Pendleton keeping back up towards Broadway.

Q Was Mr. Weller striking at Mr. Pendleton.

A I did not see Mr. Weller strike at all.

Q What was the attitude of Mr. Pendleton's arms and hands?

A Fighting vigorously at Mr. Weller's head.

**POOR QUALITY
ORIGINAL**

0142

- 50
- Q Was Mr. Pendleton backing constantly?
- A He was fighting with his back towards Broadway.
- Q Mr. Pendleton, you say, turned around and faced Mr.
- A Weller ?
- A With his back towards Broadway and his face towards Mr. Weller.
- Q After he turned around and faced Mr. Weller, what did Mr. Weller do ?
- A Mr. Weller endeavored to defend himself- raised his arms to his head in agony.
- Q When he started away and then turned around and faced Mr. Weller defiantly as you say, how far was he off from Mr. Weller ?
- A About twelve or fifteen feet away from him.
- Q When he stood there in that attitude was he striking out in the air all the time.
- A After he got away from Mr. Weller, too far to reach him, he did not strike him.
- Q What did Mr. Weller and Mr. Sohmer then do?
- A They called for help, and this gentleman began to run and they chased him.
- Q Did Mr. Pendleton run very rapidly ?
- A I guess he did.
- Q Do you know whether Mr. Sohmer or Mr. Weller caught up with him or not ?
- A Evidently so, because when they made the circuit of the block, they were with him.
- Q Might not Mr. Weller have made some remark to Mr.

**POOR QUALITY
ORIGINAL**

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Pendleton as he was passing?

A No sir; because nobody was passing us.

Q Now at the time of this alleged assault did you see any other persons in the street, except this Mr. Weller, Mr. Sohmer and this Mr. Pendleton ?

A No; not a soul.

Q There was no person near?

A Not until after we cried for help.

Q Might not there have been somebody coming up behind?

A There was nobody coming up behind.

Q Would you be as liable to be mistaken in the balance of your statement as you was in this last statement?

(Question objected to)

Q Do you think it possible that you were mistaken that you four were all alone ?

A It is not possible.

Re-cross-examination.

Q Your first acquaintance with the defendant was on the night of the 20th of April?

A Yes sir.

Q The second night you saw him was on the night of the 21st, and that was the night you say he was ejected from the hall?

A Yes sir.

Q Do you know whether there was any trouble there about Mrs. Pendleton Singing?

A Of my own knowledge, there was no trouble.

Q On the night following the alleged assault, was Mr.

POOR QUALITY
ORIGINAL

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Weller and ohmer back to Cooper Hall?

A The night following, yes sir.

Q Performing their duties as usual?

A With the exception, the orchestra^{ion} was used more than usual, so as to lessen Mr. Weller's duties, ^(injuries) on account of his.

Q Was not that partly on account of the absence of Mrs. Pendleton, as a singer?

A I don't know that.

Mrs Wm. H. Leyden.
Sworn to before me this Louis Harris
11th day of May 1887.
Sydney Rosenberg
Notary Public My Comm. (22)

POOR QUALITY
ORIGINAL

0145

THE PEOPLE OF THE STATE OF
NEW YORK,

against

Wm. S. Pendleton

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY.

0146

Of the City of New York.

City and County of New York, ss:--

I. That he is the defendant in the above entitled cause; that he was arrested on the ~~22nd~~^{morning} of the 22nd day of April, 1887, and brought before Justice P. G. Duffy on the ~~23rd~~^{2nd} day of said month and charged with committing an assault upon Edward Weller, the complaining witness herein, and that the said Justice held this deponent to bail to await the action of the Grand Jury of the County aforesaid; that as appears by the record of this Court a true bill was found against deponent on the 3rd day of May, the present month; that on the 4th day of May, year aforesaid he was arraigned to plead to the said indictment and pleaded not guilty thereto, and on the 6th day thereof he was arraigned for trial, and on application by his Counsel for a postponement the said trial was set down by this Court for Monday, the 9th instant.

II. That deponent has fully and fairly stated the

**POOR QUALITY
ORIGINAL**

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whole of his defence to the allegations of the said indictment to his Counsel John A. Grow, 21 Park Row, New York City, and gave to him the names of his witnesses and what he expected to prove by them, and that his said Counsel has advised him that he has a good, just and substantial defence to both of the counts of the said indictment and that the testimony of the said witnesses is necessary and material to his said defence.

III. That the alleged assault, for which this deponent was indicted and upon which he is now arraigned for trial grew out of his necessary resistance to and defence of himself against an unprovoked and wanton assault upon deponent by Paul Sommers and Edward Weller, two of the witnesses for the prosecution; that deponent on the night of the 20th day of April, 1887 was at Cooper Hall in Jersey City in the State of New Jersey, the said Sommers and Weller, who are employed, as deponent is informed and such information he believes to be true, as musicians during the evening at the said Hall, took offence at his conversation with another person there present, which conversation had no relation to them, and menaced this deponent with violence and threatened to break his neck and crack his skull; and "to do him" deponent "up"; that deponent immediately thereafter left the said Hall and returned home to the City of New York; that on the ensuing night the night of the 21st day of April last past, the business of this deponent compelled him to go to the said Cooper Hall again; that as he

**POOR QUALITY
ORIGINAL**

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was obliged to return home by the way of the North River docks late at night, it being a dangerous portion of the City he took from his house and put into his pocket the implement shown in Court a gift to him many years ago, for the purpose of defending himself against any assault or attempt to rob him; that soon after he had entered the said Cooper Hall, and had stepped up to the bar to deliver a letter of which deponent was the bearer, to some party connected with the Hall, to whom it was addressed, and while he was speaking to him on the subject contained in the said letter, a subject which had no relation to the said Sommers and Weller, deponent was violently seized by a couple of men from behind; that deponent at once sprang erect to his feet; as he was in the attitude of leaning over the bar while speaking to the man behind it, and by the exertion of all of his strength, he tore himself away from the said persons so assaulting him and started ^{subsequently} ~~immediately~~ for the Courtlandt Street ferry, New York City; that in the act of breaking away from the persons assaulting deponent, he saw that they were the said Sommers and Weller; that deponent took the first ^{available} ferry boat that left Jersey City for Courtlandt Street and upon reaching the New York side of the Hudson River, deponent was proceeding up Courtlandt Street to the Sixth Avenue Elevated Station, and while walking rapidly between Washington and Greenwich Streets, he was in the act of passing two men and a

**POOR QUALITY
ORIGINAL**

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woman, when he was suddenly and violently seized, and assaulted by the two men, one of them at the same time saying "that ~~was~~ ^{is} the son of a bitch, ~~let us kill him~~"; that deponent fearing that he would receive great bodily injury if not lose his life, (deponent having discovered by this time that his assailants were the said Sommers and Weller) and believing that the two men would overpower him, deponent drew from his pocket the implement denominated in the said indictment, as a ~~bat~~ ^{blackjack}, and used the same to protect himself and to beat off his said assailants; that he used the same until he could safely retreat and get away from the said Sommers and Weller, which he succeeded in doing, when he proceeded rapidly towards the said Elevated Station, until the officer who arrested him called to him to stop, whereupon deponent halted and submitted to the said officer.

IV. That deponent has but three witnesses, one of whom only can testify to both assaults mentioned as aforesaid, the two others, strangers to deponent, whose names are as deponent believes John Duggan and Edward Tracey who deponent ~~heard~~ ^{learned} were employees of F. Alexander & Sons and residents of the City of New York, were passing on Courtlandt Street at the time and were cognizant of the said assault upon deponent and were but a short distance away when it occurred and would be able, as he verily believes to corroborate deponent's other witness who has been subpoenaed for this trial; that upon being

**POOR QUALITY
ORIGINAL**

0150

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notified on the 5th inst. to appear for trial in Part One of this Court on the 6th inst., ^{deponent} sought to cause to be subpoenaed the said John Duggan and Edward Tracey for his said trial and learned that they were absent from the City, having sailed on the 28th ult. on the steamship Manhattan for a voyage to Havana, Cuba, Progreso, Vera Cruz and return, said voyage usually lasting about six weeks; that deponent was not aware that they intended to go on the above voyage, and as they were residents of the City of New York, deponent had no cause to lead him to suppose for a moment, that the said witnesses would be beyond the reach of a subpoena when the above cause should be called for trial; that had he been informed or had it been intimated to him, that the said witnesses were to leave the State, he would have had their testimony taken to be read on the trial of this cause in case they could not be personally present to testify therein; that deponent cannot safely proceed to trial, as he is advised by his said Counsel, without the testimony of the said witnesses, and that their testimony is material for the establishment of his defence; to wit, that the said Sommers and Weller assaulted deponent on the ^{morning} ~~night~~ of the 22nd ult.; that the said witnesses will according to the course of the voyage of the said vessel be in New York about the 10th day of June next, when deponent expects to be able to procure their attendance at the time of his trial.

**POOR QUALITY
ORIGINAL**

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6

V. That deponent does not make this application for delay, but that he may be able to establish a clear and perfect defence to the allegations contained in the said indictment; that he desires a speedy trial-- but under the circumstances deponent prays a postponement for the period of six weeks when he expects to be fully ready for trial.

Sworn to before me this
day of May, 1887.

Wm. J. Pendleton
Rudolph L. Schauf

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

**POOR QUALITY
ORIGINAL**

0152

COURT OF GENERAL SESSIONS

Of the City of New York.

The People of the State of
New York

against

William S. Pendleton.

A F F I D A V I T.

*Deputy Mayor
as authorized*

to the City

POOR QUALITY
ORIGINAL

0153

District Attorney's Office.

PEOPLE

vs.

W. H. P. ———

Indictment

May 2, 1897

H. ———

Forfeited
June 27/88

**POOR QUALITY
ORIGINAL**

0154

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

JOHN M. PENDLETON being duly sworn says:

That he gave bail for the above named defendant, who is his son, in the sum of five hundred dollars, and he was released thereon; that he was indicted for a felonious assault; that defendant has been ever since his indictment within the jurisdiction of this Court and that deponent during the whole time since he gave such bail, has been able and ready to produce the defendant in Court whenever notified to do so, and has so produced him whenever required by this Court; that deponent once received a note from Henry Hartman, Esq., Assistant District Attorney of the County of New York, asking deponent to call on him at the District Attorney's office, without stating the nature of the business; that deponent made two efforts to see Mr. Hartman and not finding him in he, deponent, being obliged to go away, caused the note received as aforesaid to be handed to his attorney, John A. Grow, to respond to the same; that upon calling upon Mr. Hartman it was found that on or about the 28th day of June, 1888, that the above entitled cause had been set down for trial, the defendant called and not answering deponent's bond aforesaid had been forfeited, judgment soon thereafter entered thereon, and as deponent is informed and

**POOR QUALITY
ORIGINAL**

0155

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such information he believes to be true, a transcript thereof has been filed in the Clerk's office of Richmond County where deponent resides and execution thereupon placed in the hands of the Sheriff of said Richmond County. The deponent thereon renewed the bond for double the amount.

And deponent further says, that the said cause was set down for trial without his knowledge or that of the defendant, and as deponent is informed and verily believes without the knowledge of defendant's counsel; that deponent received no notice to produce the defendant at that time, nor at any time near that time; that the defendant was in deponent's office, 49 Broadway, ready to appear in Court whenever called upon to do so, and deponent has been at all times able and ready to produce him when notified to do so and would have been present at the time aforesaid if deponent had been notified.

And deponent further says, that he desires that the said judgment be vacated, and the entry thereof in this County and the County of Richmond be cancelled of record and such action as may be proper in the premises.

That this deponent testifies the defendant has never had before any appearance at court for any offense. That the defendant is not of a quarrelsome nature or character to disturb the peace, and that in this present case, when in Court long ago in the presence of this deponent one

**POOR QUALITY
ORIGINAL**

0156

3

Weller of the complaining witnesses, before unknown to de-
ponent, came over to where the deponent and the said Wil-
liam B. Pendleton were seated, and said, addressing the
defendant, 'Will, I don't care to press this suit', where-
upon the defendant's counsel took a written statement or re-
quest for discontinuance.

The deponent lastly would respectfully state, that
believing the ends and purposes of the office of the District
Attorney of the City of New York cannot further be advanta-
geously used to prosecute for any beneficial purpose, any
young man who is attentive to business, steady in habits,
happily married and settled, with a young family. The de-
ponent presents this affidavit with his request.

Sworn to before me this :

eight day of Sept., 1886.:

Joseph A. Davis

Shuell Pendleton
49 Broadway

POOR QUALITY
ORIGINAL

0157

Police Court—^{15th} District.

CITY AND COUNTY { ss.
OF NEW YORK,

of No. 159 East 15th Street,

on Thursday the 21st day of April

in the year 1887 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by
William Pundleton (Now here),

who did strike deponent two
violent blows on the head with
a black Jack or leather club
he defendant held in his hands
cutting and wounding deponent
in a severe manner and said
assault was committed

and
with the felonious intent to take the life of deponent, 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 22nd day
of April 1887

Ed Wheeler

POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0158

Sec. 198-200.

for

District Police Court.

CITY AND COUNTY OF NEW YORK ss

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

Question What is your name?

Answer

William Pendleton

Question How old are you?

Answer

27 Years

Question Where were you born?

Answer.

Staten Island

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

Answer.

42 Grove St 3 days

Question What is your business or profession?

Answer

Civil Engineer

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

Wm. Pendleton

Taken before me this

day of

188

Police Justice.

0159

BAILED.

No. 1, by *Wm H. Paulsen*

Residence *~~133 Broadway~~* Street.

No. 2 by *49 Broadway*

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

3rd moved
John 2 4/88

THE PEOPLE,
ON THE COMPLAINT OF

District

RECEIVED
APR 05 1987
ATTORNEY'S OFFICE
4 3 2 1

Office

Dated

22

189

Abstract

Magistrate

Henry D. Smith
Officer.

•

.....Precinct,

David Thomas

3

291 Third St.
Street.

~~SECRET~~

~~347013~~

1

Street.

No.

[illegible]

Street.
to answer

.....

~~Miss~~ Pauline

William Pendleton

Dated April 22 1887 Wm. H. H. H. Police Justice.

Dated April 22 1888 J. C. [Signature] Police Justice.

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

POOR QUALITY
ORIGINAL

0160

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF STATE OF NEW YORK,

against

William J. Pendleton

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

- William J. Pendleton -

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

The said *William J.*

late of the City of New York, in the County of New York aforesaid, on the
Twenty first day of *April*, in the year of our Lord
one thousand eight hundred and eighty ~~seven~~, with force and arms, at the City and
County aforesaid, in and upon the body of one *Edward Waller*,
in the peace of the said People then and there being, feloniously did make an assault,
and *in* the said *Edward*. -
with a certain *blade - point, leather club and dung shot*
which the said *William* -
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 ~~cut~~ *stab* and wound,

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

SECOND COUNT;

And the Grand Jury aforesaid, by this indictment, further accuse the said
William -
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *William J.*

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 *Edward*. -
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and *in* the said
- Edward -
with a certain *blade - point, leather club and dung shot*,
which the said *William* -

in *his* right hand then and there had and held, the same being
an instrument and weapon likely to produce grievous bodily harm, then and there
feloniously did wilfully and wrongfully 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.

Randolph B. Smith

District Attorney.

0 16 1

BOX:

263

FOLDER:

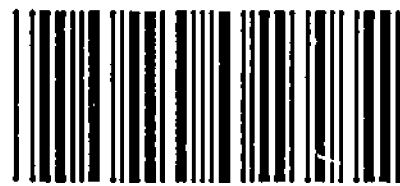
2528

DESCRIPTION:

Perkins, John

DATE:

05/23/87



2528

POOR QUALITY
ORIGINAL

0162

446

Henry H. Hilly
333 Madison St.

Counsel, J. J. day of May 1887

Pleads, *indignity*

Grand Larceny, *first degree*
(FROM THE PERSON)
[Sections 528, 530, Penal Code].

THE PEOPLE
vs.

John Perkins

RANDOLPH B. MARTINE,
District Attorney.

Accepted for filing

J. J. Day

A True Bill

Dec 13 1887

John H. Martin
Foreman.

June 13 1887
G.S.A.

Witnesses:

Geo. H. Hilly
Off. Sec. Hilly

POOR QUALITY
ORIGINAL

0163

The People } Court of General Sessions. Part I
John Perkins } Before Judge Gildersteeve. June 13. 1887.
Indictment for grand larceny in the first degree.
James Kiernan sworn. I live 193 Grand
St. Jersey city; on the 16th of May I was in New York
going down Spring St. on the corner of Mulberry
St. I saw Perkins after he grabbed the watch.
I was alone at the time. I was not there a min-
ute before he grabbed the watch. I did not say
anything; he loosened the whole of the vest.
I tried to catch him but could not. I was across
the street when the policeman caught him; the
prisoner never got out of my sight until he
was caught. It was my watch and was worth
sixty or seventy dollars. Cross Examined. This
was between eleven and half past eleven o'clock
at night. I had been over to Jersey St. in
the afternoon to get a door fixed. I keep a
saloon in Jersey city. I went near Green St
and West Fourth about two o'clock in the after-
noon. I was there about 15 or 20 minutes
and then took a walk up the Bowery and
Third Avenue. I stopped in two or three places
and drank beer in each place. I am not
in the habit of keeping track of the number
of glasses I drink. I suppose I had four or
five. My watch was taken from me on the
corner of Spring and Mulberry streets. The

POOR QUALITY
ORIGINAL

0164

defendant was the only one in my sight at the time the watch was taken. There was plenty of light from the liquor store on the corner. I went to the station house with the officer and the defendant. I was kept there all night I suppose to appear against him. I do not know that I was kept there for intoxication. I was sober enough to halloo police and to know that it was the defendant who stole the watch and to identify him afterwards. I gave my address at the Station house Jersey city and they detained me all night fearing I would not appear against him.

John Sheridan sworn. I am an officer of the Tenth Precinct. About eleven o'clock on the 16th of May I was near Mulberry St. standing on the Station house stoop; it was exactly half past eleven I heard somebody cry out "Police" and I looked in the direction and then I had a chance to hear him cry the second time. I ran down the stoop and saw these two men, I saw Perkins backing away from the man on a run towards the opposite side of the street. Then he struck the opposite side he started on a full run up Mulberry St. and I after him. As I ran passed the complainant I halloved, "What did he do to you? He did not answer, but I kept

POOR QUALITY
ORIGINAL

0165

on running until I caught the prisoner. I chased him half way up between Spring and Prince in Mulberry St. The complainant was running and when he came up he said, "that is the man who stole my watch." The complainant was requested to stay all night in the station house. He gave his residence in Jersey city, and the sergeant said, "you had better lock him up till morning." He begged and pleaded to be let go, but we kept him that he might appear against the prisoner Cross examined. The complainant appeared as if he had been drinking but not so much as to not know what he was doing. He begged that he might not be locked up, saying that he would appear in the morning to make a charge against the prisoner, but we thought it best to lock him up rather than to let him go to Jersey city after making such a serious complaint. The prisoner said, "I did not do it." I said, "I never lost sight of you because I was standing on the police station stoop and I could see you. I searched the prisoner thoroughly and went over the ground I chased him and could not find anything." The prisoner said there was another man running, but there was plenty of light for me to see and there was no one running but him.

POOR QUALITY
ORIGINAL

0166

John Perkins sworn and examined in his own behalf testified. I left the elevator I worked on at half past five in the evening over in Brooklyn and came to New York and had my supper. I met a friend and we went over town drinking together and I left him somewhere near Spring St. market. Then I got to the corner of Spring and Mulberry sts. the complainant drew my attention by hallooing, "Murder, murder police. I turned around, I thought the man was cut, I never dreamed he was robbed. I saw a man running away from him and the complainant was still hallooing 'murder'. I ran after him. The officer came up and asked where he was? I said, "there he goes." The officer said to me, "Come back," he did not put his hands on me. I went back with him. He spoke to Kiernan. He said to me, "Some one of those two men have got that man's watch." I said, "I have not got it. He said, I will search you." I had some money, a pocket knife and a handkerchief. Kiernan was beastly drunk. I work on a grain elevator, I was never arrested before.

The jury rendered a verdict of guilty of grand larceny in the second degree. He was sent to the State prison for three years.

**POOR QUALITY
ORIGINAL**

0 167.

*Testimony in case of
John Perkins
filed May
1884.*

POOR QUALITY
ORIGINAL

0 158

Police Court—11th District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 193 Grand Street, aged 29 years,
occupation Saloon Keeper being duly sworn

deposes and says, that on the 16th day of May 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the night time, the following property viz :

One gold watch, with plated
chain attached valued
at Sixty 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 John Perskins (now here)

for the reasons following to wit:
[at about the hour of Eleven O'clock
P.M. on the above described
date as deponent was standing
on Mulberry Street having the
said watch and chain the
said watch being in the left
pocket of the vest then worn by
deponent as a portion of his daily clothing
defendant seized the said watch
and chain and ran away with
the same. Deponent is informed
by Officer John Sheridan that
he Sheridan saw the said de-

Subscribed to before me, this

188

Police Justice

POOR QUALITY
ORIGINAL

0169

Londonist standing near defendant
and hearing the cry of "Police"
saw the said defendant running
away. Defendant believed that
the said defendant threw the said
property away while he defendant
was pursuing.

sworn to before me)

This 17th day of May 1882 J. H. Homan

John Homan

Police Justice

POOR QUALITY
ORIGINAL

0170

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 39 years occupation Police Officer of No.

10th Street Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

knowledge.

Sworn to before me, this

day of May 188

John Sheridan
Police Justice.

POOR QUALITY
ORIGINAL

0171

Sec. 198—200

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer,

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

Answer.

Question. What is your business or profession?

Answer,

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.

John Perkins

Taken before me this

day of

1887

Police Justice:

POOR QUALITY ORIGINAL

0172

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

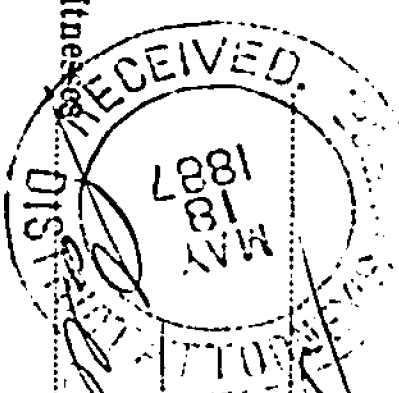
Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James H. Lewis
193 Grand St New York
John Carline
Offence _____

Dated *May 17* 188

Magistrate
Precinct 10
Witnesses *the officer*



No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
\$ *1000* to answer *4.8.7*

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

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

Dated *May 17* 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0173

OF THE CITY AND COUNTY OF NEW YORK.

John P. Cairns

— Minister General

The said

one watch of the value of fifty
dollars, and one chain of the
value of two dollars.

Randolph Bonarrie

District Attorney.

0174

BOX:

263

FOLDER:

2528

DESCRIPTION:

Pettersen, Oscar

DATE:

05/06/87



2528

POOR QUALITY ORIGINAL

0175

75 A
W+G

Counsel,
Filed, 6 day of May 1887
Pleads, *Elizabeth*

THE PEOPLE
vs. *3d*
vs. *2d*
[Section - 222 - Penal Code]
Oscar Peterson

RANDOLPH B. MARTINE,
District Attorney.
pleads guilty
Find \$25.
A True Bill.

25 day of May
John Henry Foreman.
off to 24
at request of Mr
Mary under Dept
will plead

Witnesses:
E. H. Young
Mary Capper
Louisa Capper

May 25. 1887. I have carefully examined the facts in this case and while it comes within the letter of the statute in view of the circumstances and previous character of the prisoner I think the ends of justice would be satisfied by the imposition of a moderate sentence
Wm. Henry
President of the

POOR QUALITY
ORIGINAL

0176

First District Police Court.

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

George H. Young
an officer of the New York Society for the Prevention of Cruelty to Children
of Number *100, East 23rd Street* being duly sworn,
deposes and says, that on the *Twenty eighth* day of *April*, 188*7*, at the
City of New York, in the County of New York, at *11th & 2nd Broadway Street*
in said City, one *Oscar Peterson* (non present)
did unlawfully and wilfully take, receive, employ,
harbor, and use one *Louisa Capler* (non present)
being a female under the age of sixteen years: to wit:
of the age of fourteen years, not being her husband,
for the purpose of sexual intercourse, in
violation of the statutes in such case made and
provided and especially of section 282 of the
Penal Code of the State of New York as amended.

Wherefore the complainant prays that the said

Oscar Peterson

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

Sworn to before me, this

29

day of

April

188*7*

Edmond Smith

Police Justice

POOR QUALITY
ORIGINAL

0 177

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF



CRUELTY TO CHILDREN.

DATED April 29th 1887

Magistrate.

Clerk.

Officer.

Witnesses:

E. Calloway Jenkins, Supdt.,

100 East 23rd Street

Disposition,

STILES & CO'S, STEAM PRINTERS, 77 BROADWAY, NEW YORK.

POOR QUALITY
ORIGINAL

0178

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, ^{1st Dist} DISTRICT.

of No. 11 Allen Street, aged 14 years,
occupation _____ being duly sworn deposes and says

that on the 28th day of April 1887

at the City of New York, in the County of New York, at about the hour of eight o'clock ^{PM}, deponent met Oscar Peterson, on William Street, near Rose Street, who asked deponent to accompany him to 21st Roosevelt Street in order to get a glass of sarsaparilla, for the purpose of getting a glass of sarsaparilla, but deponent & said Peterson, then proceeded to said house, and while there, engaged rooms, for a woman in charge, and said asked Peterson, asked deponent to go to bed with him, & was partly undressed when she was arrested

Louisa Capper

Sworn before me, this
of April 1887

day

[Signature]
Justice

**POOR QUALITY
ORIGINAL**

0179

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

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

Question. What is your name?

Answer

Oscar Peterson

Question. How old are you?

Answer

21 years

Question. Where were you born?

Answer.

New York City

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

Answer.

2240 3d Avenue. 4 months

Question. What is your business or profession?

Answer

Portender

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
Oscar Peterson

Taken before me this

29th

188

Police Justice.

POOR QUALITY
ORIGINAL

0180

PAILED.

No. 1, by Henry Frankland
Residence 141 1/2 St. St. Street.
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence
Street.

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George H. H. H.
1100 B 230
C. H. H. H.
Offence
Dated April 29 1887
Magistrate
Officer.
Precinct.
Witnesses
M. H. H. H.
90-11th & East River
M. H. H. H.
135 1/2 St. St. Street.
No. 1, by
Residence
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence
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

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 April 29 1887 Salomon B. Smith Police Justice.

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

Dated May 1st 1887 Salomon B. 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 _____ 1887 _____ Police Justice.

POOR QUALITY
ORIGINAL

0181

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Oscar Peterson

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

- Oscar Peterson -

of the CRIME of *Abduction*, -

committed as follows:

The said Oscar Peterson,

late of the *South* Ward of the City of New York, in the County of New York afore-
said, on the *Twenty eighth* day of *April*, in the year of our Lord
one thousand eight hundred and eighty *nine*, at the Ward, City and County aforesaid,

*did feloniously take, receive, harbor
and employ one Samira Rappier,
who was then and there a female
under the age of sixteen years, to
wit: of the age of fourteen years,
for the purpose of sexual intercourse,
the said Oscar Peterson not
being then and there the husband
of her the said Samira Rappier;
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.*

Charles W. Smith

District Attorney.

POOR QUALITY
ORIGINAL

0182

District Attorney's Office.

Part 2

PEOPLE

vs.

Oscar Peterson

For trial

May 25

Subpoenas + Bail

Issued May 18

P138

0 183

BOX:

263

FOLDER:

2528

DESCRIPTION:

Peyman, Henry

DATE:

05/18/87



2528

POOR QUALITY
ORIGINAL

0184

349

Counsel, *Steeple*
Filed *18* day of *May* 188
Pleads, *Not guilty to.*

THE PEOPLE

vs.

ASSAULT IN THE THIRD DEGREE.

B
Henry Raymond
Feb 23/87

(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

G. H. Martin

Foreman
Jan 24/87
G. H. Martin

Witnesses:

J. Raymond
J. J. Snyder

POOR QUALITY
ORIGINAL

0185

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 Raymond

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

- *Henry Raymond* -

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

The said *Henry Raymond*,

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the ~~sixth~~ day of ~~May~~, in the year of our Lord
one thousand eight hundred and eighty-~~seven~~, at the Ward, City and County
aforesaid, in and upon the body of one *Franka Raymond*,
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and ~~in~~ the said *Franka Raymond*,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Franka Raymond*, 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.

RANDOLPH B. MARTINE,

District Attorney.

0 186

BOX:

263

FOLDER:

2528

DESCRIPTION:

Phelps, Martin A.

DATE:

05/19/87



2528

POOR QUALITY
ORIGINAL

0 187

424

Counsel, _____
Filed, 19th day of February 1887
Pleads, _____

Witnesses:

Wm. H. H. H.

THE PEOPLE

vs.

1000

1000

Martin A. Phelps

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by
Chap. 236, Laws of 1886, § 2, and Chap.
Code: Chap. 236, Laws of 1882, § 2,
and Chap. 236, Laws of 1882, § 2.]

Dec 22 1887
RANDOLPH B. MARTINE,

Jan. 31/88 — District Attorney.

Pr. May 24/88

Alcaldes guilty (544)

A True Bill. Filed \$100.

G. H. H.
Foreman.

No Bond filed

POOR QUALITY
ORIGINAL

0188

STATE OF NEW YORK,

County of New York

ss.:

Jedediah A. Wheeler, being duly sworn, deposes and says:
That he resides in the 143 W. 22nd Street of the City of New York in the County of
New York and State of New York, and is 61 years of age,
and is an expert, appointed by Josiah K. Brown, New York State Dairy Commissioner;
That on the 18th day of May, 1886, in the
Store occupied by him, No. 76 Market street, in the City
of New York in the County of New York
and State of New York, one Martin A. Phelps, against the
form and statutes in such cases made and provided, and in violation thereof, and against the peace of the
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of
animal fats, or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or
Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter,
the product of the Dairy; that the said Martin A. Phelps

offered said substance, product, manufacture and compound for sale ~~as and for~~
~~Butter made from unadulterated Milk or Cream at each time and place, with intent to sell the same as and for Butter~~
~~made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, fifty five~~
~~55 pounds as and for Butter, the product of the Dairy, and represented the same to be Butter at each time~~
~~and place; that the said substance, product and compound was not natural Butter produced from pure unadulterated~~
Milk, or Cream of the same, and was not Butter, the product of the Dairy, and was not made exclusively from Milk or
Cream, or both; that it contained some substance for the purpose and with the effect of imparting thereto a color
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow
Butter, and was in semblance of natural Butter; that the same was a substance known as Oleomargarine; that it had
been made, manufactured and rendered out of some animal fat, or animal or vegetable oils, not produced
from unadulterated Milk, or Cream of the same, in imitation and semblance of natural Butter, produced from pure un-
adulterated Milk, or Cream of the same, by mixing, compounding with and adding to a small quantity of Milk, Cream
or Butter, a large quantity and proportion of some animal fats or animal or vegetable oils not produced from Milk or
Cream, with design and intent to render, make and produce an article, substance and human food in imitation and
semblance of natural Butter.

That the tubs in which the same was contained did not have the words "Oleomargarine Butter"
upon the top or side thereof, and such words were not burned in or painted thereon with permanent
black paint, in a straight line not less than one half inch in length, where deponent could see such brand;
that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 18th day of May, 1886, he went to the said Store of said

Phelps in said City and County, and told him that he wanted to buy some butter; that said

showed deponent fifty five pounds of the said Oleomargarine, hereinafore mentioned, offered the

same to deponent for sale, and sold the same to deponent; that he so sold to deponent fifty five pounds

thereof, and deponent then paid to him therefor the agreed price thereof amounting to the sum of \$8.25;

that, as deponent believes and charges, the said Phelps at the time
of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as
hereinafore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not

Butter, the product of the Dairy; that deponent saw the tubs in which the said Oleomargarine was contained, and no
printed label bearing the words "Oleomargarine Butter" was delivered by said

Phelps to deponent with the Oleomargarine sold to him; that on 18th day of May, 1886, deponent delivered a sample of such Oleomargarine, so

purchased by him as aforesaid, to Charles M. Stillwell, a chemist of
the city of New York, N.Y., and caused the same to be analyzed by

such chemist, as shown by the annexed certificate of such chemist.

Wherefore deponent prays that a warrant may issue for the arrest of the said Martin A. Phelps
and that he may be dealt with as the law directs.

Sworn to before me this 3rd day of June, 1886, by Jedediah A. Wheeler
day of June, 1886, John M. Patterson Justice.

POOR QUALITY
ORIGINAL

0189

Eastern Dist. N.Y.
Court of the City & County of New York

County of *New York*

THE PEOPLE, &c.

Martin A. H. H. H.
John S. Ch. H. H. H.

Le. H. H. H. H.

Affidavit:

John S. Ch. H. H. H.

Witnesses:

Ch. H. H. H. H.

Residence:

330 Washington St.

J. C. H. H. H.

Residence:

330 Washington St.

Residence:

POOR QUALITY
ORIGINAL

0190

CHAS. M. STILLWELL, A. M.
THOMAS S. GLADDING, A. M.

Office and Laboratory of

STILLWELL & GLADDING,
Analytical and Consulting Chemists,

Old Series, No. 9406.

New Series, No. 19718.

No. 55 Fulton St., cor. Cliff St.,

P. O. Box 1261.

New York, May 21 1886

Certificate of Analysis

of a sealed sample of "BUTTER".

marked No. 768 May 18th 1886 Killbuck & Dykes

76 Warren St. N.Y. J.R. Gray, J.R. Wheeler, J.C. Boon

received for account of Mr. B.F. Van Valkenburgh May 18th & May 18th

drawn by our Agent. Per Mr. J.R. Wheeler

This Sample contains

Animal and Butter Fat, 88.60
Curd, 0.34
Salt, [Ash], 1.84
Water, at 100° C., 9.22

Analysis of the Fat present in the sample.

Soluble Fatty Acids, [on a dry basis] 0.42
Insoluble do do do 95.36
Specific Gravity of the dry Fat, at 100° F., 0.9040
Titre, °C.

the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter—the product of the dairy, and it is in imitation and semblance of butter produced from pure unadulterated milk or cream from the same.

Very Respectfully,

Mr. B.F. Van Valkenburgh

Charles Stillwell

W.S.

CHEMISTS.
LADENGE.

State of New York
City of New York
County of New York

On the 21st day of May in the year one thousand eight hundred and eighty-six before me personally came

Charles Stillwell
to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and he acknowledged that he executed the same.

W.S. Holbrook

NOTARY PUBLIC,
KINGS COUNTY,
Certificate filed in N. Y. County,

POOR QUALITY
ORIGINAL

0191

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK.

Martin A. Phelps 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. *Martin A. Phelps*

Question. How old are you?

Answer. *40 years of age*

Question. Where were you born?

Answer. *New York City*

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

Answer. *76 Warren St. 2 1/2 years.*

Question. What is your business or profession?

Answer. *Commission Merchant*

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 a trial by jury
and waive all examination here.*

Martin A. Phelps

Taken before me this 27th day of

day of *February* 188*4*

John J. McLean
Police Justice.

POOR QUALITY
ORIGINAL

0192

Admitted without day
by consent of court
Decision of Court of
Appeals, June 14th
Admitted for No. 17
at 2 1/2 P.M. at
Jasper or Madison

BAILED,
No. 1, by Andrew J. Rogers
Residence 335 Grand St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court 1756 District 1

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frederick W. McArthur

Martin A. Phelps

2 _____
3 _____
4 _____

Offence Violation of
Chapter 183 Laws
of 1885

Dated June 3rd 1886

Frederick W. McArthur Magistrate.

Officer _____

Preinct _____

Witnesses _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ 300 to answer to answer

Admitted

Admitted for No. 17

June 14 at 2 1/2 P.M.
See back

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 _____

Martin A. Phelps

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 Nov. 20 1886 W. Patterson Police Justice.

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

Dated Nov. 20 1886 W. Patterson 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 _____ 1886 _____ Police Justice.

POOR QUALITY
ORIGINAL

0193

The People
vs
Morton A. Phelps } Oles.

Let this case go to
G. J. on 19th inst.

May 16/87 RBM
John Parker

POOR QUALITY
ORIGINAL

0194

Sec. 568,

1st District Police Court.

UNDERTAKING TO ANSWER Gen. Sessions.

CITY AND COUNTY OF NEW YORK, } ss

An order having been made on the 20th day of November 1886 by

Jacob M. Patterson a Police Justice of the City of New York, That
Martin A. Phelps be held to answer upon a charge of
violation of chapter 183 Laws of
1885 State of New York

upon which he has been duly admitted to bail, in the sum of Three Hundred Dollars.

We Martin A. Phelps Defendant of No. 76
Warren Street; Occupation Commission Merchant and
Andrew J. Dykes of No. 339 West 45th Street;
Occupation Commission Merchant Surety, hereby undertake jointly and severally
that the above named Martin A. Phelps shall appear and answer the charge above-
mentioned, in whatever Court it may be prosecuted: and shall at all times render him self amenable to the orders
and process of the Court; and if convicted, shall appear for judgment, and render him self in execution thereof
or if fail to perform either of these conditions that we will pay to the People of the State of New York, the sum
of Three Hundred Dollars.

Taken and acknowledged before me this 20th

day of November 1886

J. M. Patterson POLICE JUSTICE.

Martin A. Phelps
Andrew J. Dykes

POOR QUALITY
ORIGINAL

0195

CITY AND COUNTY }
OF NEW YORK, } ss.

John J. McElroy
day of *September* 188*6*
Police Justice.

Sworn to before me, this

Andrew J. Dykes
the within named Bail and Surety being duly sworn, says, that he is resident and *home*
holder within the said County and State, and is worth *Six* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *Personal Property*

Contained in premises No. 339
West 45th Street in said City, and
of the value of one thousand
dollars.

Andrew J. Dykes

New York *Gen.* Sessions.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Martin G. Phelps

Taken the *20* day of *Nov.* 188*6*

Patterson Justice.

Filed *188* day of *Nov.* 188*6*

POOR QUALITY
ORIGINAL

0 196

Grand Jury Room.

PEOPLE

vs.

Mr Phelps

of Warden

Colb Hillwell

District Attorney's Office.

PEOPLE

vs.

Mr Phelps -

Rec

off term.

P.B.M.
May 23/87

To Mr Parker

POOR QUALITY
ORIGINAL

0197

OFFICE OF
B. F. VAN VALKENBURGH,
ASSISTANT NEW YORK STATE DAIRY COMMISSIONER,
288 GREENWICH STREET.

New York, May 16 "1884

Van R B Martin

Dear Sir
I learn that the papers in the
Martin & Phelps Case ^{that they took}
sent down to your office, have
not been returned yet.
Will you please have them sent
up so that his Case can go before
the Grand Jury this month as if
the papers do not turn up will
you have allow me to present the
facts to your assistant and have
an indictment drawn without the
police Court papers it is a case of
Violation by the largest wholesale
dealer in the City and was a very difficult
one to make therefore I wish to have
it go through.
Respectfully yours
B F Valkenburg
Asst Dairy Com.

POOR QUALITY
ORIGINAL

0 198

The People

vs

Martin A. Phelps

Cleo.

POOR QUALITY
ORIGINAL

0 199

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs,
against

Martin A. O'Leary
Defendant.

(Chap. 215, Laws of 1882, § 2). **The Grand Jury of the City and County of New York**, by this indictment, accuse the above-named defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *May*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one *Isidore R. Wheeler*, *fifty five pounds* —

of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT: (Chap. 183, Laws of 1885, § 7, ~~as amended by Chap. 577, Laws of 1886, § 2.~~)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one *Isidore R. Wheeler*, *fifty five pounds* —

of a certain article, substance and compound in imitation and semblance of natural butter produced from pure, unadulterated milk, or cream of the same, the said article, substance and compound, so sold as aforesaid, being rendered, manufactured and produced out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not having been manufactured prior to, and not being in process of manufacture, on the first day of

**POOR QUALITY
ORIGINAL**

0200

August, in the year of our Lord one thousand eight hundred and eighty-six, (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

THIRD COUNT, (Chap. 183, Laws of 1885, § 8, ~~as amended by Chap. 577, Laws of 1886, § 8.~~)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows:

The said defendant, late of the City and County aforesaid, afterwards, to wit; on the said *eighteenth* day of *May* in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Jedediah R.*

Wheeler, fifty five pounds

of a certain compound, product and manufacture made in whole from animal fats and animal and vegetable oils, not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy (a more particular description of which said compound, product and manufacture, and of the fats and oils from which the same was so made as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT: (Chap. 183, Laws of 1885, § 8, ~~as amended by Chap. 577, Laws of 1886, § 3.~~)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows:

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold to one *Jedediah R. Wheeler,*

fifty five pounds

of a certain compound, product and manufacture made in part from animal fats and animal and vegetable oils not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy (a more particular description of which said compound, and of the ingredients thereof, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

**POOR QUALITY
ORIGINAL**

0201

FIFTH COUNT: (Section 430, Penal Code.)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows:

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold as an article of food, to one *Frederick A. Wheeler,*

Twenty five pounds

of a certain substance in imitation of a certain article of food, to wit, butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

Randolph B. Martine

District Attorney.

SIXTH COUNT: (Chap. 238, Laws of 1882, § 3.)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows:

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing

of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint, in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law in such case, to deliver to the purchaser thereof, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail, to one

from a certain tub, firkin and box which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

such purchaser as aforesaid, a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

RANDOLPH B. MARTINE,

District Attorney.

0202

BOX:

263

FOLDER:

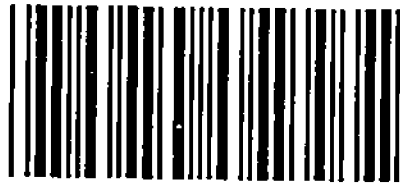
2528

DESCRIPTION:

Pieken, Alexander

DATE:

05/06/87



2528

POOR QUALITY
ORIGINAL

0203

Witnesses:

Officer Martin

Counsel,

Filed *6* day of *May* 188*7*

Pleads

Guilty

THE PEOPLE

vs.

Alexander Dicken

Violation of Excise Law.
(Sunday).
[III Rev. Stat., (7th Edition), page 1083 Sec. 21, and
page 1089, Sec. 5].

RANDOLPH B. MARTINE,

District Attorney.

Part III May 13/87

Pleads Guilty.

A TRUE BILL.

True \$30.

Glynn
Foreman.

POOR QUALITY
ORIGINAL

0204

Sec. 109-200.

14 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Question What is your name?

Answer

Alexander P. Keri

Question How old are you?

Answer

23 years

Question. Where were you born?

Answer

Germany

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

Answer.

1067. 1. Ave. 5 mos

Question What is your business or profession?

Answer

Butcher

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
Alexander P. Keri.

Taken before me this

24

1887

James P. Jones
Justice.

0205

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

Dated April 24 1888

Dated Sept 24 188

Dated 188

Police Justice.

POOR QUALITY
ORIGINAL

0206

Excise Violation—Selling on Sunday.

POLICE COURT- 4th DISTRICT.

City and County } ss.
of New York.

I, Hugh Martin
of No. 25 12th Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 24th day
of April 1887, in the City of New York, in the County of New York, at
premises No. 1067 1st Avenue Street,

Alexander Pekin (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said
may be arrested and dealt with according to law

Sworn to before me, this 24th day
of April 1887

Salomon Police Justice.

Hugh Martin

POOR QUALITY
ORIGINAL

0207

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Pickens

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

- Alexander Pickens -

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE
ON SUNDAY, committed as follows :

The said Alexander Pickens,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
24th day of April, in the year of our Lord one thousand
eight hundred and eighty-seven, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with force and arms,
certain intoxicating liquors and certain wines, to wit : One gill of wine, one gill of brandy, one
gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill
of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain
intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

Hugh Martin, and to -

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

SECOND COUNT:

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

Alexander Pickens -

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY,
committed as follows :

The said Alexander Pickens,

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, the same being the first day of the week

**POOR QUALITY
ORIGINAL**

0208

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

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

THIRD COUNT:

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

Alexander Pielman —

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

The said *Alexander Pielman*.

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

1064 First Avenue —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0209

BOX:

263

FOLDER:

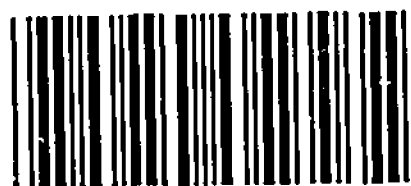
2528

DESCRIPTION:

Poppe, Hans

DATE:

05/13/87



2528

POOR QUALITY
ORIGINAL

02 10

Witnesses:

Off. Shahan

Counsel,

Filed

13 day of May 1887

Pleads

Machinery

THE PEOPLE

vs.

B

Hans Poppe

P2 Dec 21, 1884

Bar forfeited & out of

Violation of Excise Law.

(Sunday).

[III Rev. Stat., 7th Edition, page 1833 Sec. 21, and page 1889, Sec. 5].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

John H. Laver

Foreman.

POOR QUALITY
ORIGINAL

0211

Sec. 108-200.

3^d District Police Court.

CITY AND COUNTY { ss
OF NEW YORK.

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

Question. What is your name?

Answer

Hans Poppe

Question How old are you?

Answer

25 years

Question. Where were you born?

Answer.

Germany

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

Answer.

9 Chryotai street New York

Question What is your business or profession?

Answer

Porter

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*

Hans Poppe

I taken before me this

day of *April*

1887

Police Justice.

02 12

tailed

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

POOR QUALITY
ORIGINAL

0213

Excise Violation-Selling on Sunday.

POLICE COURT- 34 DISTRICT.

City and County } ss.
of New York, }

of the 11th Precinct Police of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 1 day of May 1887 in the City of New York, in the County of New York, at premises No. 6 Division Street, Haus Poppe (now here) did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Haus Poppe may be arrested and dealt with according to law.

Sworn to before me, this 2 day of May 1887.

Police Justice.

**POOR QUALITY
ORIGINAL**

02 14

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Hans Papp

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

Hans Papp

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE
ON SUNDAY, committed as follows :

The said *Hans Papp*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
First day of *May*, in the year of our Lord one thousand
eight hundred and eighty-*seven* at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with force and arms,
certain intoxicating liquors and certain wines, to wit : One gill of wine, one gill of brandy, one
gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill
of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain
intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

Randolph J. Friedman, and to

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

SECOND COUNT:

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

Hans Papp

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY,
committed as follows :

The said *Hans Papp*

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, the same being the first day of the week,

**POOR QUALITY
ORIGINAL**

02 15

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

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

THIRD COUNT:

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

James Poype

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

The said *James Poype*.

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

6 Division Street,

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

02 16

BOX:

263

FOLDER:

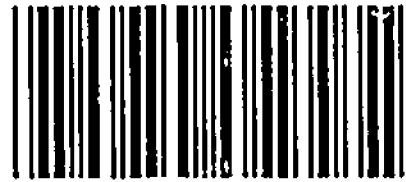
2528

DESCRIPTION:

Price, William

DATE:

05/18/87



2528

POOR QUALITY
ORIGINAL

0217

369

Counsel,
Filed 18 day of May 1887
Pleads,

THE PEOPLE

vs.

R

William Rice

11/10/87

RANDOLPH B. MARTINE,

District Attorney.

Exhibits in the Third Degree
Sections 498, 506, 528 - 531

A True Bill.

G. H. Given Foreman
May 19/87
Pleadings July 3 day
24th S.P. / 86

Witnesses:

A. Robertson

Off. Shelleps

Dept. Ant. & Cu

for the int. 2 or
or more. Play

Ann. day 1887

POOR QUALITY
ORIGINAL

0218

Police Court—

District.

City and County
of New York,

ss.:

of No.

occupation.

deposes and says, that the premises No.

in the City and County aforesaid the said being a

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

a chain fastening the door
of said stable, with an
iron bar

on the 12th day of May 1884 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

One set of harness of the
value of about forty-five
dollars \$45.00

the property of

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

William Price (now here)

for the reasons following, to wit:

That at the time men-
tioned Deponent found defendant
in said stable & found the
door of said stable broken
open. That Deponent at said
time found the above descrip-
ed harness removed from
the closet in which said harness
is kept, & lying on the floor of said

POOR QUALITY
ORIGINAL

0219

stable. That defendant was
not authorized to enter said
stable & had no proper
business therein.

A. H. Robertson

Sworn to before me
this 13th day of May 1887

J. H. H. H.
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1887 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1887 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1887 Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

1
2
3
4

Dated

1887

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0220

Sec. 199-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK.

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

Question What is your name?

Answer

William Price

Question How old are you?

Answer

31 years

Question Where were you born?

Answer

N.Y.

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

Answer

697 Second Avenue 7 Months

Question What is your business or profession?

Answer

Truck 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 was drunk & went with
a man to the stable. I did
not know what I was
doing*

William Price

Taken before me this

13

day of

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0221

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

261
Police Court- 11719
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alfred Richardson
208 E. 5th St.
William Smith
100 W. 4th St.

2
3
4
Offence

Dated

May 13 1887

Residence

Street

Magistrate.

No. 3, by

Street

Officer.

Residence

Street

Precinct.

No. 4, by

Street

Witnesses

Residence

Street

Street.

Residence

Street

Street.

N

Street.

Street.

\$1000 to answer

4.8

Street.

Cause

Street.

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 May 13 1887 Police Justice.

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

Dated May 13 1887 Police Justice.

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

Dated May 13 1887 Police Justice.

POOR QUALITY
ORIGINAL

0222

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Price

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

— William Price —

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

The said *William Price,*

late of the *Nineteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *Twenty* day of *May*, in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Stable* of one

— Albert A. Robertson, —

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

Albert A. Robertson, —

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

POOR QUALITY
ORIGINAL

0223

SECOND COUNT—

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

— *William Price* —

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

The said *William Price*,

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 *month* time of the said day, with force and arms,

one set of harness of the value

of forty five dollars,

of the goods, chattels and personal property of one *Wm. A. Robertson,*

in the *State* of the said *Wm. A. Robertson.*—

there situate, then and there being found, in the *State* 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.

David H. Smith
District Attorney.

0224

BOX:

263

FOLDER:

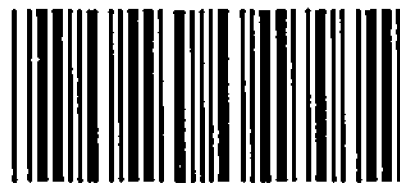
2528

DESCRIPTION:

Purcell, Patrick

DATE:

05/09/87



2528

Witnesses:

J. J. Hawkins

Officer English

Officer Sullivan

Counsel,

Filed

9 day of May 1887

Pleads,

Guilty (10)

THE PEOPLE

vs.

Patrick Purcell

33.

670 Stuyvesant

RANDOLPH B. MARTINE,

Pr May 23/87 District Attorney.

Inds & Convicted

A True Bill. S.P. 20 yds.

G. J. Harman Foreman.

May 23

POOR QUALITY
ORIGINAL

0225

Robbery, 1st degree, [Sections 224 and 225, Penal Code].

POOR QUALITY
ORIGINAL

0226

COURT OF GENERAL SESSIONS--Part II.

The People of the State of New York
against
P a t r i c k P u r c e l l

: Charge: Robbery
: in the First De-
: gree.

Before Hon. Rufus B. Coving, and a
Jury.

New York, May 23rd 1887.

FRANCIS J. HAWKS, the complainant, being duly sworn, tes-
tified as follows:-

I live at No. 666 Water Street in this city.
On the night of the 11th of April 1887, about half past one
in the morning, I was walking through Water Street. I had
a silver watch in my possession, in my left hand vest poc-
ket. As I reached the corner of Scammell and Water Street
I saw four men approaching me. They took up the whole
sidewalk; this defendant was one of these four men; they
would not get out of my way and as I made a step to the
right to get out of their way this man Purcell put up his
arm, put his hand under my chin, threw my head back and
commenced working my clothes. The first thing I knew I
was thrown to the ground, my hat and cane went ten feet
away; when I got up these men had run out of sight; I put
my hand in my vest pocket and found my watch and chain
gone; it was worth twenty five dollars. Purcell, the pri-
soner, is the man who put his hand under my chin. The fol-

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lowing night I went to the Station House and notified the police. I saw this prisoner, Purcell, in the Station House on May 4th and identified him as the man who struck me in the manner I have described. I am now sure that this is the man.

CROSS EXAMINATION: When this man was going through me I noticed him. I know this man a good many years by sight. Before I went to the Station House I am not sure whether they told me that a man named Purcell had been arrested or not. I went to the Station House for the purpose of identifying him if he was the man that I could identify.

JAMES M. SULLIVAN, a Police Officer of the 12th Precinct gave immaterial testimony.

People Rest.

PATRICK PURCELL, the defendant, being duly sworn, testified:-

I live at No. 683 Cherry Street with my mother and sister; I help to support them. I have been in prison before; I served a ten years sentence in Jersey and I have been in the Penetentiary in this State.; I returned from prison about a year ago. I remember the morning of the 11th of April; on that night I had my supper about six o'clock, and went to a saloon at the corner of Front and Jackson Street and played a couple of games of euchre; I left there after a while and took a walk around; while

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I was out of the place my brother in law came and called there for me ; when I came back they told me that my brother in law had been there inquiring for me . I then started to go home and got there about half past ten; while I was at home the little chime clock stopped and my brother in law fixed it. I left the house with my brother in law and his wife and two children. We put the wife and children on a car, and he and I made a call on a friend and had several drinks; then we went to see a Mr. De Gane at No. 307 Mott Street; we got there at a quarter to one and stayed there until half past one; about half past one I went to the Elevated Station with my brother in law and we stayed there talking about ten minutes; then I left there and went to see a friend of mine who keeps a liquor store in Catharine Street. I have heard the testimony of Mr. Hawks. It is not true. I was not on Water Street at the hour of the night at which he says he was robbed. I did not rob him of his watch. Since my return from prison I have been endeavoring to be an honest man.

Cross-Examination:----I was sent to prison in Jersey for Burglary and sent to prison in this State for tapping a till. I was 18 years old when I was first sent to prison.

FREDERICK BENIKER? witness for defendant, testified:-

I am the brother in law of the defendant^u and was with him on the night in question at the places stated by him.

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HENRY DEGANÉ, a witness called on behalf of the defendant,
testified as follows:-

Q. Where do you reside ? A. No. 307 Mott Street.

Q. What is your business ? A. Bartender .

Q. Are you employed now ? A. No sr, not just now .

Q. Are you related to the defendant ? A. Yes sir,

Q. What is your relationship ? A. Brother in law .

Q. Do you remember the date on which it is charged that
this robbery was committed ? A. Yes sir .

Q. What date was it ? A. The 10th, Sunday night .

Q. The 10th day of what month ? A. The 10th day of
March .

Q. How many months back ? A. On the 10th day of March,
I remember on the 11th, it was late at night .

Q. What month are we in now ?

By the COURT:)

Q. You remember the 10th of March perfectly well ? The
10th and 11th of what month ? A. Of March .

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INDICTMENT FILED
May 9th 1887.

COURT OF GENERAL SESSIONS
Part II.

The People of the State of
New York

against

Patrick Purcell

Witnesses

Francis J. Hawks
James M. Sullivan
Patrick Purcell
Frederick Beniker
Henry DeGane

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Police Court-- 3rd District.

CITY AND COUNTY } ss
OF NEW YORK,

Francis J. O'Hawkes.

of No 666 Water Street, Aged 52 Years

Occupation Clerk being duly sworn, deposes and says, that on the

11th day of April 1887, at the 7 Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

One Silver Watch with plated Chain attached

of the value of Twenty five 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 force and violence as aforesaid by

Patrick Purcell (nowhere)

and three other persons, whose names are unknown to deponent from the fact that at the hour of about 1 1/2 O'clock in the morning of said 11th day of April 1887 deponent was walking along Water Street, when deponent had said watch attached to said chain in the left hand pocket of the vest then worn upon deponent's person.

That said Purcell and said unknown persons came up to deponent when said Purcell seized hold of deponent's

day of

Sworn to before me, this

188-

Police Justice.

POOR QUALITY ORIGINAL

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with his ^{his} both hands, pulled defendant about
putting his arm under defendant's chin
and threw defendant down.
That when defendant got up he
discovered that his watch was stolen
and that all said defendants were
gone.
Defendant charges that said
Purcell and said unknown persons
acted in concert with each other
in taking and stealing defendant's
property as aforesaid.

Subscribed before me this 4th day of May 1889
Francis J. Hawkes
Justice of the Peace

It appearing to me by the within depositions and statements that the crime herein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1889
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1889
There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order he to be discharged.
Dated 1889
Police Justice.

Police Court, District, _____

THE PEOPLE, &c.,
on the complaint of

vs.

1 _____
2 _____
3 _____
4 _____

Offence—ROBBERY.

Dated 1889 _____

Magistrate. _____

Officer. _____

Clerk. _____

Witnesses, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

\$ _____ to answer General Sessions.

POOR QUALITY
ORIGINAL

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Sec. 198-200.

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District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick Purcell 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.

Patrick Purcell

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

New York

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

Answer.

Corner Cherry & Canal Streets 9 months

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 ~~swear~~ am not guilty

Patrick Purcell

Taken before me this

day of *May*

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Police Justice.

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ORIGINAL

0234

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

Police Court-- 3 District.

THE PEOPLE, &c.,
IN THE COMPLAINT OF

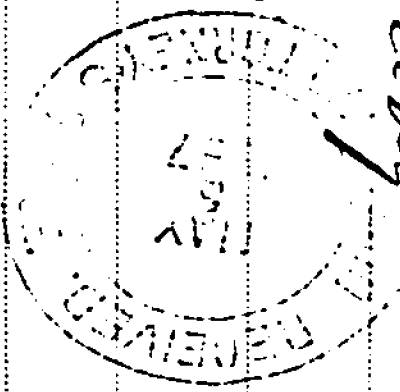
Francis J. Hendricks
666 1st St.
1 Patrick Huron St.

2 _____
3 _____
4 _____
Offence Robbery

Dated May 4 188

Magistrate.

Angela J. Sullivan, Officer,
12, Precinct.



Witnesses
No. _____ Street _____
No. _____ Street _____

No. _____ Street _____
1000 9th St.
J. J. Jones

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 _____

Adrian A. Smith

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 4 188 *J. J. 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0235

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patricia Cornell

The Grand Jury of the City and County of New York, by this indictment,
accuse *Patricia Cornell* —

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

The said

Patricia Cornell,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
seventh day of *April*, in the year of our Lord one thousand
eight hundred and eighty-*seven*, in the *night* time of the said day, at the Ward, City
and County aforesaid, with force and arms, in and upon one *Francis J. Sanders,*
in the peace of the said People, then and there being, feloniously did make an assault, and

one watch of the value of
Twenty five dollars, and one
chain of the value of one
dollar,

of the goods, chattels and personal property of the said *Francis J. Sanders,*
from the person of the said *Francis J. Sanders,* against the will,
and by violence to the person of the said *Francis J. Sanders,*
then and there violentl; and feloniously did rob, steal, take and carry away, *(the*
said Patricia Cornell being then
and there aided by an accomplice
actually present, whose name is to
the Grand Jury aforesaid unknown)

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

Harold J. Smith

District Attorney.