

0009

BOX:

455

FOLDER:

4181

DESCRIPTION:

Palmer, Joseph

DATE:

10/28/91



4181

POOR QUALITY ORIGINAL

0010

deft. has been
convicted of
P.B.M.

Witnesses:

Law Binell
Jm Binell

W. G. Galt

Counsel,

Filed 28 day of Oct 1891

Pleas,

Guilty

IN THE PEOPLE

vs.

Joseph Palmer

Grand Larceny,
(From the Person)
Degree.
[Sections 528, 531
Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Robert Galt

Foreman.

12 Nov 2 1891

Pleas P.L.

Pen 191 P.B.M.

POOR QUALITY
ORIGINAL

00111

Jane Pinell
agent

Joseph Palmer

charged with
Larceny from the
Person OCN 14/91

James Hon
Samuel Kelly
Patric Justice

Campman's Cap by Mr
Castello

I state all you need of this larceny
please

I was going down very street
and I felt my pocket pulled
and I said to my husband I
am rubbed, and he says here is
the fellow that done it, and I saw
the man going away, the man
meaning defendant was between
me and my husband, I first
placed my hand on my pocket
and I saw my pocket book
is gone. and that all I know about
it.

I was there anybody else was

POOR QUALITY
ORIGINAL

0012

✓
you at the time except this man
Q There were other people going
down the street at the time but
he was the nearest to me
Q Were you pushed against by any
body else

A No sir

Q Did you put your hand in your
pocket?

A Yes I put my hand in my pocket
Q Was this man between you and
your husband?

A Yes Sir (like this describing)
My husband was at my shoulder

✓

3

Jahn Purill being duly
pursued departs ^{and says}
How far was it that you were
from your wife's side when she
lost her pocket book?

A I should say as near as I can
guess about 15 feet or 20 yards
I had to run to catch him
He was not running much
A He was not running very
quick as he could I had not got
up to my wife yet I tried to
get by him and could not
and he seemed to be looking for
a place to get out and he did
seem to get out but when he
did I put my hand on him and
he said that gave the man that
picked your wife's pocket and
he ran up the street and I
followed him and had him
arrested ^{and} that is all that is it

4

POOR QUALITY ORIGINAL

0014

Police Court / District. Affidavit—Larceny.

City and County of New York, ss:

Jane Binell

of No. 78 South 5th Avenue Street, aged 57 years, occupation House Keeper being duly sworn,

deposes and says, that on the 10 day of October 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One pocket book containing One dollar and seventy cents, gold and lawful money of the United States

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 Joseph Palmer (now here) for the reason that on the above date deponent was in Vesey Street and had the above described property in the pocket of her dress. She felt a tug at the pocket of her dress and putting her hand in the said pocket she found the said Pocket Book was gone. Deponent was the nearest person to deponent when she felt the said tug at her dress. Deponent is informed by William Binell her husband who was with her at the time, that when he accused the said Palmer of taking her pocket book, he denied having done so, but that he saw two boys who probably took the said pocket book and that if the said William Binell would go with the said Palmer he the said Palmer would show deponents husband the boys when

Sworn to before me, this 13th day of October 1891 Police Justice

POOR QUALITY ORIGINAL

0015

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 64 years, occupation Shoe-maker of No. William Biell
78 South 5th Avenue Street, being duly sworn deposes and

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

Sworn to before me, this 12 day of October 1891 } William X Biell
his
mak

J. C. Biell
Police Justice.

POOR QUALITY ORIGINAL

0017

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Joseph 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. *Joseph Palmer*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Boston U. S.*

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

Answer. *143. 2nd Street Hoboken. about 1 year.*

Question. What is your business or profession?

Answer. *Steam Boat Man*

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*

Joseph Palmer.

Taken before me this

day of

October

1891

J. J. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0018

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court--- / District.

1915

THE PEOPLE, et al.
ON THE COMPLAINT OF

John B. Smith
John P. Smith
John P. Smith

1 _____
2 _____
3 _____
4 _____

Offence *Leaving from the team*

Dated *October 12* 1891

O'Reilly Magistrate.

Cummins Officer.

Precinct.

Witnesses *William Bennett*

No. *78*
Street 5th St
Street.

\$1000
10 a m
Street.

No. *1000*
to assist
Street.



Comm
Chas. J. ...

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

Defendant

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

Dated *October 12* 1891 *J. C. ...* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY ORIGINAL

0019

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Palmer

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

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

The said Joseph Palmer

late of the City of New York, in the County of New York aforesaid, on the tenth day of October in the year of our Lord one thousand eight hundred and ninety-one, in the day-time of the said day, at the City and County aforesaid, with force and arms,

#174 one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar; one United States Gold Certificate, of the denomination and value of one dollar; one United States Silver Certificate, of the denomination and value of one dollar;

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar and seventy cents, and one pocketbook of the value of twenty-five cents,

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

De Lancey Nicoll,
District Attorney.

0020

BOX:

455

FOLDER:

4181

DESCRIPTION:

Parker, James

DATE:

10/27/91



4181

POOR QUALITY ORIGINAL

0021

Witnesses:

Evelyn Becker
Sylvia Muehl

[Handwritten signatures]

Counsel,

Filed *[Signature]*

Pleads,

day of Oct 1891

THE PEOPLE

vs.

[Handwritten mark]

James Barker

DE LANCEY NICOLL,

District Attorney.

ABDUCTION [Section 22, Sub. 1, Penal Code.]

A TRUE BILL.

[Handwritten signatures]
Rosenman
Pen 1 yr. R.B.M.

POOR QUALITY ORIGINAL

0022

3^o

District Police Court.

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

Edward Becker

of Number *100 East 23rd Street* being duly sworn,
that he has been informed and has just cause to believe and does believe
deposes and says, that on the *11th* day of *September* 18*91*, at the

City of New York, in the County of New York, *at the premises on the*
North East corner of Rivington and Eldridge Streets
are James Parker, now present, did unlawfully
and wilfully perpetrate an act of sexual
intercourse with a female not his wife,
said female being called Sylvia Millet, and
being then and there actually and apparently
under the age of sixteen years, to wit; of the
age of fifteen years; in violation of section
278 of the Penal Code of the State of New
York

Wherefore the complainant prays that the said *James Parker*

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

Sworn to before me, this *20th* day of *October* 18*91*
Edward Becker
John Ryan
Police Justice.

POOR QUALITY ORIGINAL

0023

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 15 years, occupation Sylvia Minet
Cap maker of No. 175 Wooster Street, being duly sworn deposes and

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

Sworn to before me, this 20th day of October 1897 } Sylvia Minet

John J. Ryan
Police Justice.

POOR QUALITY ORIGINAL

0024

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. James Parker

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. New York City

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

Answer. 1069 Herkimer St Bklyn 2 years

Question. What is your business or profession?

Answer. Employer

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

Answer. I am guilty I thought the girl was over sixteen years old she told me she was over sixteen years

James Parker

Taken before me this
day of Feb 1891
John H. [Signature]
Police Justice

POOR QUALITY ORIGINAL

0025

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court

District

1337

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Becker
170 E 23

1 James Carter

2 _____
3 _____
4 _____

Offence Rape
Sect. 278 P. C.

Dated Oct. 20th 1891

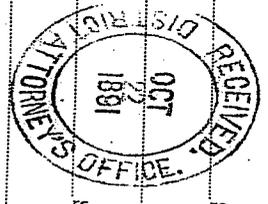
Dupé Pagan Magistrate
11th Precinct

Witnesses

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____



to appear
J. J. [Signature]
[Signature]

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

Defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Twenty* 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 *October 20* 1891 *[Signature]* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0026

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

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

New York, *October 23rd 1891*

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

*The People
against
James Parker*

Notice of Prosecution.

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

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

I have the honor to remain, with great respect,

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

POOR QUALITY ORIGINAL

0027

N. Y. GENERAL SESSIONS

CRUELTY TO CHILDREN

THE PEOPLE



NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

President, &c.

POOR QUALITY ORIGINAL

0028

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

515

THE PEOPLE OF THE STATE OF NEW YORK
against
James Carter

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

James Carter

of the CRIME OF ABDUCTION, committed as follows:

The said *James Carter*,

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *September*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, did feloniously take, receive, harbor, employ and use one *Dugina Miel*, who was then and there a female under the age of sixteen years, to wit: of the age of *thirteen* years, for the purpose of sexual intercourse, he, the said *James Carter* not being then and there the husband of the said *Dugina Miel*, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~DE LANCEY NICOLL,~~
District Attorney

POOR QUALITY
ORIGINAL

0029

~~Grand~~ COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further

accuse the said *James Carter*

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

The said *James Carter*,

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

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

Lucia Smith being then and there a female under the
age of sixteen years, to wit: of the age of *eighteen* years; and the said

James Carter then and there
wilfully and feloniously did perpetrate an act of sexual intercourse with her the said

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

DE LANCEY NICOLL,
District Attorney.

0030

BOX:

455

FOLDER:

4181

DESCRIPTION:

Parsons, Thomas C.

DATE:

10/14/91



4181

POOR QUALITY ORIGINAL

0031

Witnesses:

Pat Connolly
Doc Healy

173 H.C.
Alfred [unclear]
Counsel,
Filed 14 day of Oct 1891
Plends, *Alfred [unclear]*

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

THE PEOPLE

vs.

173

Thomas C. Parsons

James J. Conroy

Oct 20/91

DE LANCEY NICOLL,

District Attorney.

Nov 5. 1891. (114)

A TRUE BILL.

Edward [unclear]

Foreman.

Jan 2 - Nov 5, 1891.

tried and acquitted

POOR QUALITY ORIGINAL

0032

Police Court 4th District.

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

Patrick Connolly

of No. 970 - 3rd ave Street, aged 21 years,
occupation Bar tender being duly sworn

deposes and says, that on 25 day of July, 1891 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Thomas Parnon, who cut and stabbed deponent on the arm with a knife defendant at the time held in his hand, lacerating and wounding deponent's wrist.

Deponent further says - said assault was so committed

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

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

Sworn to before me, this 27 day }
of July, 1891 }

Patrick Connolly
mark

W. J. Anderson Police Justice.

POOR QUALITY ORIGINAL

0033

Sec. 198-200.

CITY AND COUNTY OF NEW YORK ss.

H District Police Court.

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

Question. What is your name?

Answer.

Thomas C. Parsons

Question. How old are you?

Answer.

Fifty Eight Years.

Question. Where were you born?

Answer.

Ireland

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

Answer.

No. 39 West 56th Street 9 Years

Question. What is your business or profession?

Answer.

Butter

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

Answer.

I am not guilty

Thomas C. Parsons

Taken before me this

day of

My 28th 1891

Police Justice

POOR QUALITY ORIGINAL

0034

Sec. 151.

POLICE COURT, 4 DISTRICT.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned one of the Police
Justices for the City of New York, by Patrick Connolly
of No. 970 - 3 Ave Street, that on the 21 day of July
1891 at the City of New York, in the County of New York,

he was violently Assaulted and Beaten by Thomas Parson
an felonious

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 4 DISTRICT POLICE COURT, in the said city, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 27 day of July 1891

W. J. Mahon POLICE JUSTICE.

POOR QUALITY ORIGINAL

0045

39 - W 56 St -

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant - A. & B.

Dated _____ 188

Magistrate.

Officer
The Defendant *Thomas Parson*

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

Officer.

Dated *July 28* 188*9*

This Warrant may be executed on Sunday or at night.

Police Justice.

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

Dated _____ 188

Police Justice

The within named

App of St. John No 39. W. 56. St.

POOR QUALITY ORIGINAL

0037

Sec. 192.

4

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before David Grayson a Police Justice of the City of New York, charging Thomas Parsons Defendant with the offence of Belt Assault,

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

Thomas Parsons Defendant of No. 39 West 56th Street; by occupation a Printer and Thomas Sheridan of No. 143 East 68th Street, by occupation a Police Officer

Shereby jointly and severally undertake that the above named Thomas Parsons Defendant shall personally appear before the said Justice, at the District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of ten Hundred Dollars.

Taken and acknowledged before me, this 28th day of July 1891, Thomas Parsons and Thomas Sheridan

[Signature] POLICE JUSTICE.

POOR QUALITY ORIGINAL

0038

CITY AND COUNTY OF NEW YORK, ss.

Sworn to before me, this 18th day of June, 1891
M. J. Justice
Police Justice

Thomas P. Sheridan

the within named Bail and Surety being duly sworn, says, that he is a resident and house holder within the said County and State, and is worth twent 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 two houses situated at

No. 994 and 996. Ditto nos. on leased ground. also stock fixtures of saloon on premises to 996. The aggregate value to the sum of Six thousand dollars over all circumstances

Thomas P. Sheridan

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the 18 day of June 1891

Justice.

POOR QUALITY ORIGINAL

0039

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

THE PEOPLE OF THE STATE OF NEW YORK, against

Thomas R. Parsons

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

The said Thomas R. Parsons, late of the City of New York, in the County of New York aforesaid, on the 12th day of July, in the year of our Lord one thousand eight hundred and ninety-one, with force and arms, at the City and County aforesaid, in and upon the body of one Catharine Donnelly, in the peace of the said People then and there being, feloniously did make an assault and ruin the said Catharine Donnelly with a certain knife

which the said Thomas R. Parsons in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent ruin the said Catharine Donnelly 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 Thomas R. Parsons of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Thomas R. Parsons, 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 Catharine Donnelly, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and ruin the said Catharine Donnelly with a certain knife

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

Deputy Clerk, District Attorney

0040

BOX:

455

FOLDER:

4181

DESCRIPTION:

Patkowsky, Pauline

DATE:

10/06/91



4181

POOR QUALITY ORIGINAL

0041

W. H. [Signature]
 Counsel,
 Filed *6/18/19* day of *June* 189
 Pleads *Guilty*
 THE PEOPLE
 vs. *R*
Pauline Bathowsky
 Grand Larceny, Second Degree,
 [Sections 225, 227, Penal Code.]

DE LANCEY NICOLI,
 District Attorney.

A TRUE BILL.

[Signature]

Foreman.

Oct 19/19

Spred. & sequent

Witnesses:

[Signature]

off W. G. Knight

POOR QUALITY ORIGINAL

0042

Police Court— 14 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 216 East 75th Street, aged 43 years,
occupation Keep house being duly sworn

deposes and says, that on the 37 day of September 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Twenty nine dollars lawful money of the United States

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 Pauline Patkowsky (now here)

for the reasons that the defendant was in the employ of deponent as a servant and on said day deponent ~~was~~ had said money which consisted of five-five dollar bills one-two dollar bill and two one dollar bills and carried it in her bosom. Deponent unmindful of said money unloosed her garments and went into the kitchen and shortly thereafter deponent discovered that she had lost the money. No person had entered the apartments and deponent accused the defendant of having the money but

of }
Sworn to before me this }
18 }
day

Police Justice

POOR QUALITY ORIGINAL

0043

she denied it and said she had no money and showed deponent her pocket book and it contained but small change. Deponent on the 29th instant found a quantity of money on the defendant's person which corresponds in denomination to that which was lost by deponent.

Wherefore deponent charges the defendant with finding said lost property with knowledge as to its owner and appropriating it to her own use.

Suon to before me }
at 30th September, 1891 }
Henrietta Gray

John W. ...
Police Justice

POOR QUALITY ORIGINAL

0044

(1895)

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Pauline Patkowsky*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Russia Poland*

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

Answer. *216 East 75th Street* *3 weeks* *5 days*

Question. What is your business or profession?

Answer. *Servant*

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

Answer. *I am not guilty*

Pauline Patkowsky
mark

Taken before me this *24* day of *September* 189*7*
George W. ...
Police Justice

POOR QUALITY ORIGINAL

0045

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

Police Court... *H* District.

1267

THE PEOPLE, Ac.,
 ON THE COMPLAINT OF

Marcella Levy
216th St
Pauline Ottensky

1
 2
 3
 4
 Offence *Fraud*

Dated *Sept 30* 1891

Murray Magistrate.

McKungh Officer.

25 Precinct.

Witnesses _____

No. _____ Street _____

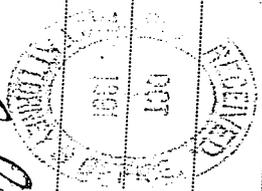
No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. *300* Street _____

300 Precinct.



CM

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

defendant

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

Dated *Sept 30* 1891 *Murray* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY ORIGINAL

0046

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Pauline Patkowsky

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

Pauline Patkowsky

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

The said

Pauline Patkowsky

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

five promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of five dollar each; five promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of five dollar each; five United States Gold Certificates, of the denomination and value of five dollar each; five United States Silver Certificates, of the denomination and value of five dollar each;

one promissory note for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of two dollar; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollar; one United States Gold Certificate, of the denomination and value of two dollar; one United States Silver Certificate, of the denomination and value of two dollar;

two promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar each; two promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar each; two United States Gold Certificates, of the denomination and value of one dollar each; two United States Silver Certificates, of the denomination and value of one dollar each;

of the goods, chattels and personal property of one

Henrietta Levy

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

POOR QUALITY
ORIGINAL

0047

SECOND COUNT—

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

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

The said

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

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

of the goods, chattels and personal property of one

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

Henrietta Levy
unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

District Attorney.

0048

BOX:

455

FOLDER:

4181

DESCRIPTION:

Perino, Frank

DATE:

10/29/91



4181

POOR QUALITY ORIGINAL

0049

W. H. Chapman
Counsel,
Filed *9/10/19* day of *Sept* 189
Pleas, *Arquely 30*

Burglary in the Third Degree.
Section 498, of the Penal Law of the State of New York.

THE PEOPLE

vs.

Frank Seine

DE LANCEY NICOLL,
District Attorney.

19/10/19
W. H. Chapman

A TRUE BILL.

Robert Edmunds

Foreman.

Frank Seine
Robert Seine
P.B.M.

Witnesses:

Frank Seine

Anna Eschenberg

POOR QUALITY ORIGINAL

0050

Police Court 3rd District.

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

of No. 127 Allen Street, aged 25 years,
occupation waiter being duly sworn

deposes and says, that the premises No. 127 Allen Street, 10 Ward
in the City and County aforesaid the said being a three story brick
building
and which was occupied by deponent as a dwelling
and in which there was at the time a tenant being, by name

were BURGLARIOUSLY entered by means of forcibly breaking a panel
out of the door on the third floor of the front
room and entering through the broken panel
of said door to commit a crime

on the 19th day of October 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One pair of pantaloons one hat one clock
one white shirt one scarf pin one cigar
case and one pocket-book together of the
value of about fifteen dollars

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

Frank Perino and another man not arrested
acting in concert with each other

for the reasons following, to wit: That deponent securely locked
and fastened the windows and door in said
room in said premises at about the hour
of six o'clock A.M. on said date and at about
the hour of eleven o'clock A.M. on said date

POOR QUALITY ORIGINAL

0051

Defendant was informed by Annie Eschenberg the landlady of said premises that she discovered said premises had been burglarized and found the defendant coming out of a room and going into his own room next to complainant's room and said landlady found a portion of said property in the defendant's room here shown in Court and identified by defendant as a portion of the proceeds of said burglary.

Sworn to before me this 19th day of Oct 1891 Frank H. Horton

John Ryan Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail. Dated 1888 Police Justice.

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

There being no sufficient cause to believe the within named guilty of the offence mentioned, I order he to be discharged. Dated 1888 Police Justice.

Police Court, District, Offence—BURGLARY. THE PEOPLE, &c., on the complaint of vs. Dated 1888 Magistrate, Officer, Clerk, Witness, No. Street, No. Street, No. Street, § to answer General Sessions.

POOR QUALITY ORIGINAL

0052

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Frank Perino

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 Perino

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Italy

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

Answer. 127 Allen St one day

Question. What is your business or profession?

Answer. Barber

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

Answer. I am not guilty the other man took the property

Frank Perino

Taken before me this 19 day of June 1937

Police Justice.

POOR QUALITY ORIGINAL

0053

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 36 years, occupation Amice Eschberg of No. Maria Way

127 Avenue Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Frank Koster

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

Sworn to before me, this 19 day of Oct 1897 Amice Eschberg

John D. Ryan Police Justice.

POOR QUALITY ORIGINAL

0054

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

Frank Weston
127th St. New York
Frank Weston
Offence Burglary

1
2
3
4

Dated

Oct 19 1891

Magistrate

Officer

Precinct

Witnesses

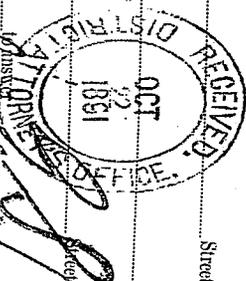
No. 1, by _____ Street _____

No. 2, by _____ Street _____

No. 3, by _____ Street _____

No. 4, by _____ Street _____

No. 5, by _____ Street _____



Handwritten notes and signatures in the bottom left corner, including 'Bund' and 'P. H. Ryan'.

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

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

Dated Oct 19 1891 John Ryan Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0055

POOR QUALITY ORIGINAL

462

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 Perino

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

Frank Perino

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

The said *Frank Perino*

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *October* in the year of our Lord one thousand eight hundred and ninety-*one*, with force and arms, in the *day* -time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Frank Herten

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said *Frank Herten* in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

POOR QUALITY
ORIGINAL

0056

SECOND COUNT—

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

Frank Perino

of the CRIME OF

Petit LARCENY

committed as follows:

The said

Frank Perino

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

one pair of trousers of the value of five dollars, one hat of the value of two dollars, one clock of the value of three dollars, one shirt of the value of one dollar, one scarf-pin of the value of three dollars, one cigar case of the value of fifty cents and one pocket book of the value of fifty cents,

of the goods, chattels and personal property of one

Frank Hertel

in the dwelling house of the said

Frank Hertel

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

**POOR QUALITY
ORIGINAL**

0057

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Frank Perino
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Frank Perino

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

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

of the goods, chattels and personal property of

Frank Herter

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

Frank Herter

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

Frank Perino

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

DE LANCEY NICOLL,

District Attorney.

0058

BOX:

455

FOLDER:

4181

DESCRIPTION:

Pistone, Frank

DATE:

10/13/91



4181

0059

BOX:

455

FOLDER:

4181

DESCRIPTION:

Mell, Nicholas

DATE:

10/13/91



4181

POOR QUALITY ORIGINAL

0060

I am satisfied that no
conviction can be had
Witnesses - applied in this case and
found they were competent and
disinterested of the Indictment
attch. 27/93 J.L.P.

A.D.A.

Oct 30/1891. No 1 herein was
this day found as per endorsement.
The case against No 2, is
with witness then against No 1
who was discharged on his
own recognizance, or on return
of counsel. I do not think
the people can make a case
against No 2, and I therefore
recommend that he be
discharged on his own
recognizance.

A.D. Macdonald
Sept 27/91
above indictment
discharged on his own
recognizance

103. John B. Mayo
326 Brunswick St
Counsel.
Filed 10 of Oct 1891
Plends, Acquilty 14

THE PEOPLE
vs.
Frank Pistone
and
Nicholas Moll
H.D.

DE LANCEY NICOLL,
District Attorney.
Park 3, Oct 3/91
No 2 Bail discharged
A TRUE BILL.
[Signature]

Sept 2, Oct. 30, 1891, - 20.1
No 2
discharged on his own
recognizance

Robbery, [Sections 224 and 225, Penal Code], Degree.

103

POOR QUALITY ORIGINAL

0062

Police Court 6th District.

CITY AND COUNTY } ss.
OF NEW YORK.

Antonio Castilucio

of 188 Pellham + College avenue Street,

being duly sworn, deposes and saith, that on the 18th day of September 1891, at the 24th 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:

Gold and lawful money of the amount
and value of fifty dollars

~~of the value of~~ deponents DOLLARS,
the property of

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 Pistoi ^{and} Nicholas Mell (both are present)
that the said Frank Pistoi frustrated a
sworn deponent. That the said
Nicholas Mell struck deponent with his
 fist, and then seized both deponent
and held deponent while the said
Frank Pistoi took some money which
was contained in a belt worn by deponent
around his body beneath his clothing
and that after the commission of such
offense the said deponents drove deponent
away -

Antonio + Castilucio
man

day of September 1891
Police Justice
Sworn before me, this 21st

POOR QUALITY ORIGINAL

0063

Sec. 198-200.

John

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Pistrucci 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 Pistrucci*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *Potter Place & Villaville Ave. 8 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 am not guilty of the charge*

Frank Pistrucci

Taken before me this

21

day of *September* 1891

W. J. Keenan
Police Justice.

POOR QUALITY ORIGINAL

0064

Sec. 198-200.

Ott

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Nicholas Muel 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 and 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. *Nicholas Muel*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Utah*

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

Answer. *Potters Place + Villa Ave, 7 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 am not guilty of the charge*

Nicholas Muel
Muel

Taken before me this

21

day of *September*

1889

W. H. ...
Police Justice.

POOR QUALITY ORIGINAL

0065

103
Police Court... District. 1240

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Antonio Castiglione

Frank Pitaro
Nicholas Melli

Offence... Robbery

Date... Sept 21st 1911

Michael Brady
Officer.

Witnesses...
No. 1...
No. 2...
No. 3...
No. 4...

Antonio Castiglione
No. 1...
No. 2...
No. 3...
No. 4...

Frank Pitaro
Nicholas Melli

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

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

Dated... September 21 1891 Michael Brady Police Justice

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

Dated... 18... Police Justice.

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

Dated... 18... Police Justice.

POOR QUALITY ORIGINAL

0066

Court of General Sessions

-----X

The People &C.	:
against	:
Frank Pistoni Impleaded &C/	:

-----X

Please to take notice that
on the annexed affidavits and papers I shall move for the
dismissal of the indictment against the above named defendant
before the Honorable James Fitzgerald Partl of the above
Court on Thursday March 16th 1893 at eleven o'clock in the
forenoon or as soon thereafter as Counsel can be Heard.

Yours &C/

Maurice Meyer
Counsel for Defendant
World Buliding

To Delancy Nicoll, Esq

District Atty.

POOR QUALITY ORIGINAL

0067

COURT OF GENERAL SESSIONS

Court of General Sessions

The People & C.

against

Frank Pistoni

City and County of New York S. S.

Frank Pistoni being duly sworn says; that he is one of the defendants above named and resides at Villa Avenue, Bedford park in the State of New York. That he is an Italian by Birth and has been about thirteen years in this Country and is a married man having a wife and four children who reside with *him* at the above address. Deponent further says that he is a Contractor in business on his own account and also employs men to do work for others and recently engaged also in the Liquor Business at Jerome Avenue, Bedford Park New York. Deponent further says that he was arrested some time in the month of August upon the complaint of Antonio Casticuliola who charged this deponent with Robbery, *Deponent* who gave Bail upon said charge to await his trial. Deponent further says that he always protested his innocence upon said charge and on or about the 30th day of Octpber 1891 this defendant was tried in Part 1 of this Court before the Honorable James Fitzgerald Justice and which trial resulted in a disagreement of the Jury, deponent being informed that the said Jury stood eleven to one for acquittal.

Deponent further says that upon said day on motion of his Counsel and the District Attorney not objecting though he had heretofore been on Bail this deponent was

POOR QUALITY
ORIGINAL

0068

JAMES BECHTOLD & CO.

COMPLAINT OF GENUINE RESPONSIBILITY

discharged on his own recognizance. All of which will more fully appear from a certificate or order of the Court hereto attached and made part of this affidavit. Deponent further says that since said order was made and before he had obtained his License for the said Liquor^{still} hereinbefore referred to this deponent had considerable difficulty in obtaining said License for the reason of the present indictment still pending against him, as his enemies used this present indictment as a means to try and defeat the obtaining of such License s with the Excise Board but after considerable difficulty and in view of this deponent previous good character the Board of Excise granted him the said License.

Deponent further says that he has been informed and verily believes the same to be true that the complainantⁱⁿ Antonio Castiluccia sailed for Italy about one year ago stating that he did not intend again to return to this City^{of County}.

Deponent further says that he has always and is ready for trial, that the said indictment still pending is a stain upon his character and is injurious to his business and in view of the fact that his Children are now growing up, of his previous good character and of the complainants departure for Italy, respectfully asks and prays that the indictment now pending against him be dismissed.

Sworn to before me

March 11 1893

Jas. J. Holland
Clerk of the Court
N. Y. Co.

Frank Pistone

POOR QUALITY ORIGINAL

0069

attached and made part of this affidavit. Deponent further certifies that the same is a true and correct copy of the original as shown to him on his own recognizance. ALL OF WHICH WILL MORE

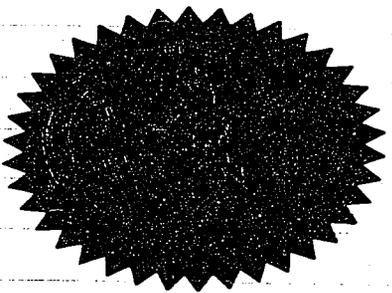
holden in and for the City and County of New York, at the City Hall of the said City, on Friday, the Thirtieth day of October, in the year of our Lord One Thousand Eight Hundred and ninety-one.

PRESENT.

The Honorable James Fitzgerald
Judge of said Court of the City of New York, } Justice of the Sessions.

The People
vs
Frank Pistone
impleaded with
Nicholas Mell

On Indictment for Robbery in the first degree
filed October 13 - 1891.
On motion of the defendant's Counsel, the District Attorney not objecting, Ordered by the Court that Frank Pistone, the defendant, be discharged upon his verbal recognizance.
(A true extract from the Minutes)
John F. Carroll.
Clerk of Court.



POOR QUALITY
ORIGINAL

0070

New York General Sessions of the Court.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Pistone

Dated

October 30th 1891

ORDER OF COURT.

discharging Bail

POOR QUALITY ORIGINAL

0071

Court of General Sessions

-----X
The People &C. :

against :

Frank Pistoni Impleaded &C/ :

-----X
Please to take notice that

on the annexed affidavit and papers I shall move for the
dismissal of the indictment against the above named defendant
before the Honorable James Fitzgerald Partl of the above
Court on Thursday March 16th 1893 at eleven o'clock in the
forenoon or as soon thereafter as Counsel can be Heard.

Yours &C.

Maurice Mayer
Counsel for Defendant
World Building

To Delores Nicoll, Esq

District Atty.

**POOR QUALITY
ORIGINAL**

0073

discharged on his own recognizance. All of which will more fully appear from a certificate or order of the Court hereto attached and made part of this affidavit. Deponent further says that since said order was made and before he had obtained his License for the said Liquor hereinbefore referred to this deponent had considerable difficulty in obtaining said License for the reason of the present indictment still pending against him as his enemies used this present indictment as a means to try and defeat the obtaining of such License s with the Excise Board but after considerable difficulty and in view of this deponent previous good character the Board of Excise granted him the said License.

Deponent further says that he has been informed and verily believes the same to be true that the complaintant Antonio Castiluccia sailed for Italy about one year ago stating that he did not intend again to return to this City

Deponent further says that he has always and is ready for trial, that the said indictment still pending is a stain upon his character and is injurious to his business and in view of the fact that his Children are now growing up, of his previous good character and of the complaintants departure for Italy respectfully asks and prays that the indictment now pending against him be dismissed.

Sworn to before me

March 11 1893

} Frank Pistoni
J. J. Sallard
Cove of Dead
wms

**POOR QUALITY
ORIGINAL**

0074

Court of General Sessions

-----X
The People &C. :

against :

Frank Pistoni Impleaded &C. :
-----X

City and County of New York S. S.

Michael Brady being duly sworn says; That he is a Police Officer attached to the 27th Police Precinct and was formerly a Detective attached to the 34th Police Precinct.

Deponent further says that he arrested the defendant above named and is acquainted with all the facts in the case. That the said defendant was tried before the Hon. James Fitzgerald Justice of the above Court, the case being prosecuted by Assistant District Attorney Macdona. The said trial resulting in a disagreement of the Jury. This deponent was informed said Jury stood eleven to one for acquittal.

Deponent further says since said trial the complainant Antonia Castiluccia has left his former place of residence and is not now living in this City and this deponent was informed by several of said Castiluccia friends and acquaintances that some time in the month of March 1892 the said Castiluccia sailed for Italy and was not expected to return to this Country and he so told his friends. Deponent further says that at the request of Maurice Meyer Counsel for the defendant herein this deponent visited on several occasions during the past two months the residences of and friends of the said Castiluccia for the purpose of ascertaining whe-

**POOR QUALITY
ORIGINAL**

0075

ther the said Castillucia had returned to this Country and was informed that he had not , nor did hxx they expect they he would. Deponent further says that he has known the defendant above named for about seven or eight years and became acquainted with him while he was a detective Officer attached to the 24th Police precinct at Tremont. That said defendants business was that of a foreman first for a contractor and is now a contractor himself for business for himself employing a large number of men and that he never knew of the defendant having been arrested before up to this present offense.

sworn to before me this
14th day of March 1893

Michael Brady

Samuel O'Reilly
Com of Jedd
witness

POOR QUALITY ORIGINAL

0076

Suit of Samuel Passions

The People vs

against

Frank Pistoni

*Copy of Motion
Notice of Motion
and*

Affidavit

MAURICE MEYER,

Deft.



197 PARK ROW,

NEW YORK.

*To: Attorney General
Francis B. Sweeney
New York*

Attorney at Law

Due service of within

is hereby admitted.

New York, 1892.

POOR QUALITY ORIGINAL

0077

County of Hamilton, New York

The People vs

against

Frank Pistorini

City of Hamilton
Notice of Motion
and

Affidavit

MAURICE MEYER,

Deft.



100 PARK ROW,
NEW YORK.

To: Hon. J. J. McCall
Attorney

Attorney

Due service of within

is hereby admitted.

New York, 1892.

POOR QUALITY ORIGINAL

0078

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Franka Pistone and
Nicholas Mell

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

Franka Pistone and Nicholas Mell

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

The said Franka Pistone and Nicholas Mell, both

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *September*, in the year of our Lord one thousand eight hundred and ninety-*one*, in the *time of the said day*, at the City and County aforesaid, with force and arms, in and upon one *Antonio Castelluccio*, in the peace of the said People then and there being, feloniously did make an assault, and divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of *fifty*

\$50.- dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of *fifty*

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

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

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

of the goods, chattels and personal property of the said *Antonio Castelluccio* from the person of the said *Antonio Castelluccio*, against the will and by violence to the person of the said *Antonio Castelluccio*, then and there violently and feloniously did rob, steal, take and carry away, *the said Franka Pistone and Nicholas Mell*, and each of them, being then and there aided by an accomplice, actually present to each by the other, and being also armed with a dangerous weapon, to wit, a certain loaded pistol.

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

De Lancey Mell
Attorney

0079

BOX:

455

FOLDER:

4181

DESCRIPTION:

Pollock, David

DATE:

10/19/91



4181

POOR QUALITY ORIGINAL

0000

Witnesses:

Wm J. Smart

off Gay

The evidence in this case will not warrant a conviction as the element of Criminal intent is wholly lacking and convincing that the deft was but an agent in the employ of another with no intent to violate the law & is convinced that the indictment be dismissed

Manhope Lynn
A. H. O. O. O.

April 28/92

Counsel,

Filed

189

day of

19 Oct

Pleas,

Wm J. Smart

THE PEOPLE

vs.

B

David Pollock

of Philadelphia

Indebted

Deceased

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Robert W. Chambers

Foreman.

Wm J. Smart

of Philadelphia

POOR QUALITY
ORIGINAL

0001

Hoadly, Lauterbach & Johnson,
Attorneys at Law.

REAL ESTATE DEPARTMENT,
F.R. MINNATH.

Equitable Building,
120 BROADWAY,
New York City

April 25th, 1892.

Hon. Bartow S. Weeks,
Assistant District Attorney,
New York.

Dear Mr. Weeks:

Referring to my recent conversation with you as to the possible dismissal of the case of The People against Thomas Kennedy, and of The People against David Pellack, two misdemeanors, for alleged cruelty to animals in driving certain horse car horses, allow me to call your attention to the case of the Broadway Stage Company against the American Society for the Prevention of Cruelty to Animals, and of Christie against Bergh, both reported in 15 Abb. Pr. Rep. (N.S.) 51-64, from which I take the following language of Judge Daly: "But it is clear that the mere fact of driving a sick, sore, lame or disabled horse, is not per se, the tormenting or torturing intended by the act. The driving of such a horse directly to its stable is not an offence, nor driving it for exercise, nor driving it carefully in a manner proportioned to its condition, where it has become disabled, lame or sick, on the road. And whether a horse suffering from certain sores or disorders is injured or suffers torment or torture by being driven is in many cases such a question for the determination of medical experts as renders it exceedingly doubtful as a case of patent torturing or tormenting within the act.

Here then in the case of drivers arrested for driving diseased horses, arises the question as to how far such drivers are guilty of any

POOR QUALITY
ORIGINAL

0002

Hoadly, Lauterbach & Johnson,
Attorneys at Law.

REAL ESTATE DEPARTMENT,
P. O. BOX 1194.

(2)

Equitable Building,
120 BROADWAY,
New York City

offense if ignorant of the condition of the horses, or inexperienced in detecting these signs, familiar to Veterinary Surgeons, of suffering on the part of the animal. Upon indictment for offences malum in se ignorance or mistake of fact is an excuse which is available to the prisoner as a defence."

And again, later in the same opinion, the same justice, when discussing the case of one driving a horse pursuant to orders, and ignorant of its physical condition, says that "There is a vast difference between such an act in which there is neither motive, malice, nor wantonness on the part of the driver, and those acts of cruelty which the Legislature intended to punish, which evidence a savage and unfeeling heart, and a wilful disregard to the sufferings of the helpless brute."

Of course, if you insist upon the trial of "The People against Kennedy and The People against Pollack," we not only will be, but must get ready for trial; but in view of the affidavits already submitted in the Kennedy case, and of the affidavit submitted herewith in the Pollack case, we beg leave to suggest that their offence, if any, was simply an error of judgment devoid of all malicious or criminal intention; in consequence of which you may not think it unjust to suggest a dismissal of the cases, particularly as both drivers were punished at the time of their arrest, one having been locked up about twenty-four hours before he could obtain bail.

Very truly yours,

B. D. Hoadly

POOR QUALITY
ORIGINAL

0003

COURT OF GENERAL SESSIONS OF THE PEACE.

PEOPLE

AGAINST

DAVID POLLACK.

City and County of New York, ss:

David Pollack, being duly sworn, deposes and says: I reside at No. 2308 First Avenue in said City of New York, am now and for about a year now last past have been a car driver for the Third Avenue Railroad Company of said New York City. I was twenty-two years old on March ~~7~~, 1891, and for twelve years now last part have constantly ridden, driven and taken care of horses; am thoroughly familiar with their proper care and management, and for the season of 1890 belonged to the circus of Mess. Barnum and Bailey, and constantly during said season rode and drove horses for them.

On or about August 6, 1891, between seven and eight o'clock in the morning, as I was driving up Third Avenue in said New York City, the horses attached to a car belonging to said Third Avenue Railroad Company, and when at or near Twenty second Street, I was stopped by one, said to be an officer of the American Society for Prevention of Cruelty to Animals, taken into his custody, ordered to unhitch said horses from said car and to take them to the stable of said Third Avenue Railroad Company at Third Avenue and Sixty fifth Street in said New York City, but no reason was then given me for so doing,

POOR QUALITY
ORIGINAL

00004

n 2

nor was I then told what, if anything, said officer objected to in said horses or either of them. I forthwith unhitched said horses from said car and started with them towards said stable of said Third Avenue Railroad Company. After I had gone a few yards with said horses, said officer called me back and told me to take said horses and go with him to the stable of said American Society for the Prevention of Cruelty to Animals, situated on said Twenty-second Street between Third and Fourth Avenues. As said officer and myself were walking towards said stable said officer claimed that the off horse of said two horses was lame, but I told him that said horse was only stiff from standing at Sixth Street, as more fully appears hereinafter. When we reached said stable of said Society, a man in charge thereof told said officer to arrest me and take me to the Police Court in Fifty seventh Street, where I went forthwith and was released on bail at about ten o'clock in the morning.

At the time said officer stopped me and ordered said horses unhitched, I had been driving said horses less than ten minutes, having taken them at Sixth Street, where they were waiting when said car came along on its up-town trip.

At said Sixth Street and Third Avenue, on said August 6th, there was a station or awning for the protection of relays of horses used by said Third Avenue

POOR QUALITY
ORIGINAL

0085

3

Railroad Company on its cars. Said two horses were hitched to my said car at said Sixth Street by two employees of said Third Avenue Railroad Company and without my leaving the platform of my car, and with only a moment's delay of said car. I did not examine ^{said two} ~~the~~ horses nor have any opportunity to. They travelled from said Sixth Street to said Twenty second Street easily and naturally without my urging them, nor did I once touch them with the whip. I had been driving them less than ten minutes when ordered to unhitch them at Twenty second Street and while they were a little stiff from standing at said Sixth Street the stiffness would have disappeared entirely after they had become thoroughly warmed to their work. They were in a proper and fit condition for the work I called on them to do, the car they drew had only one or two passengers in it, and my treatment of said horses was in no respect cruel nor did I subject them to any torture or torment or in any way overdrive them.

I drove them carefully and in a manner proportioned to their condition which was proper and fit for the work, I called upon them to do. I did not select said horses nor did I have any voice or choice in their selection when they were hitched to my car at said Sixth street less than ten minutes before said order to unhitch them at said Twenty-second Street.

If there was any vital or important physical defect in the condition or character of said horses which

**POOR QUALITY
ORIGINAL**

0085

4

under my charge as aforesaid I was ignorant of it. I
have never in my life been arrested before or since said
above mentioned time.

Subscribed and sworn to
before me this 5th day of
January, 1892.

David Pollack

*P. D. Washburn,
Notary Public, 202,
of the County of
New York*

POOR QUALITY ORIGINAL

0087

NOTICE OF ENTRY.

Please to take notice that the within is a copy of

this day duly entered and filed herein in the office of the Clerk of

of New York.

Dated New York, 189

HOADLY, LAUTERBACH & JOHNSON,

Attorneys for

To

*Court of General Sessions
of the Peace*

People

vs.

David Pollack

*(Original)
Affidavit*

HOADLY, LAUTERBACH & JOHNSON,
Attorneys for *nyt*

120 BROADWAY,
NEW YORK CITY

Due service of a copy of within is hereby admitted.

DATED,

To

189

POOR QUALITY ORIGINAL

0000

STATE OF NEW YORK,
City and County of New York. } s s.

4th District Police Court.

J O H N H. G A Y being duly sworn, deposes and says,
that he resides at 100 E A S T 22nd St in the City of New York,
and that on the 6th day of July 18.91
at or near 23rd Street & 3rd Avenue.
in the city of New York, in the County of New York,

D A V I D . P O L L O C K, did willfully, unlawfully torture two certain living animals, to wit, two horses, which then and there were harnessed and attached to a street railway passenger car, containing divers persons, by compelling said horses to pull and drag said car upon and over divers streets of said City, while the said two horses, were LAME, SORE, WEAK, and FEEBLE and suffering in their body's and limbs, causing thereby unto said living animals unjustifiable physical pain and suffering in violation of the form of the Statute in such case made and provided.

Wherefore the complainant prays that the said DAVID POLLOCK.

may be arrested, and dealt with according to law, and more especially according to Title XVI of the Penal Code of the State of New York, and all amendments thereto.

Sworn to before me this 6th day of June 18 91
[Signature]
Police Justice.

[Signature]
John H. Gay

POOR QUALITY ORIGINAL

0089

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.....18..... Police Justice.

DAVID BOYD

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

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

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

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

Police Court - 4th District.

THE PEOPLE & C.,
ON THE COMPLAINT OF
John P. Haines
against
David Boyd

CRUELTY TO ANIMALS



Dated.....1891

Magistrate, at.....
Officer, J. H. Gray

WITNESSES:
JOHN P. HAINES, No. 100 E. 22d Street.

J. P. Haines

No. 100 E. 22d Street.

David Boyd

No. 100 E. 22d Street.

No. Street.

No. Street.

No. Street.

\$..... to answer

100 E 22d St

JOHN P. HAINES

402

POOR QUALITY ORIGINAL

0090

Sec. 198-200.

4 District Police Court-

CITY AND COUNTY OF NEW YORK, ss.

David Pollock

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. *David Pollock*

Question. How old are you?

Answer. *23 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *230 E. 1st Ave 2 yrs*

Question. What is your business or profession?

Answer. *Car Driver*

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

Answer. *I am not guilty and demand a trial by Jury*
D. Pollock

Taken before me this

day of *Aug* 1937
Wm. J. ...

Police Justice.

POOR QUALITY ORIGINAL

0091

BAILLED,
 No. 1, by John H. Robinson
 Residence 157 E. 66 St.
 Street

No. 2, by _____
 Residence _____
 Street

No. 3, by _____
 Residence _____
 Street

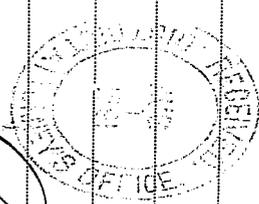
No. 4, by _____
 Residence _____
 Street

Police Court-- 4 District 1039

THE PEOPLE, &c,
 ON THE COMPLAINT OF
John H. Robinson
James Brown
 1
 2
 3
 4
 Office Cruelty to Animals

Dated Aug 6 1891

Magistrate Henry
 Officer Henry
 Precinct A.S.P.R.



Witnesses _____
 No. _____ Street _____
 No. _____ Street _____
 No. _____ Street _____
 \$100- to answer _____
 Subject _____

John H. Robinson
James Brown

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 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 Aug 6 1891 Henry Police Justice.

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

Dated Aug 6 1891 Henry 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 _____ 1891 _____ Police Justice.

POOR QUALITY ORIGINAL

0092

(582)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Dania Coroda

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

indictment, accuse *Dania Coroda* —

of the crime of *holding animals*. —

committed as follows:

The said *Dania Coroda*.

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

*having the care and custody of a certain
horse car, and of two teams, one, mule and
two horses harnessed and attached
thereto, unlawfully and cruelly did torture*

POOR QUALITY ORIGINAL

0093

The said horses, my then and there counsel
compelling them to pull and draw the said
car for a great distance while so lame,
sore, weak and feeble as aforesaid, and
unable to draw the same without great physical
pain and suffering, and thereby did then and
there ^{and mightfully} unlawfully cause great physical
pain and suffering to the said horses;
against the form of the statute in such
case made and provided, and against
the peace of the People of the State of New
York, and their dignity.

De Jurey nihil,
District Attorney

0094

BOX:

455

FOLDER:

4181

DESCRIPTION:

Primrose, William

DATE:

10/05/91



4181

POOR QUALITY ORIGINAL

0095

W. E. Warner
Counsel,
W. E. Warner

Filed *5* day of *Oct* 189*1*
Plends, *Magally*

Robbery, (Sections 224 and 228, Penal Code.)
Degree.

THE PEOPLE

vs.

I

William Primrose

DE LANCEY NICOLL,

District Attorney.

Rec. I Oct 21 1891

A TRUE BILL.

Robertson

Part 3. Nov 20 1891

Toreman.

W. E. Warner

Warner

Warner

Witnesses

Thos Sullivan

Henry Bauer

W. E. Warner

POOR QUALITY ORIGINAL

0096

Witnesses:

Two Sullivan

Henry Bauer

By Gulerup

W. E. Morris
[Signature]

Counsel,
Filed *5 Oct* 189
day of
Pleads, *July*

Robbery,
(Sections 224 and 225, Penal Code.)
Degree.

THE PEOPLE

vs.
I

William Primrose
[Signature]

DE LANCEY NICOLL,
District Attorney.

Sub I *[Signature]*

A TRUE BILL.

[Signature]

Per *S. Nov 20* Foreman.

[Signature]

[Signature]

[Signature]

POOR QUALITY
ORIGINAL

0097

D. G. Kern, M. D.

RESIDENCE, NO. 11 PIKE ST.,

OFFICE HOURS, 1 to 2 P. M.

OFFICE HOURS: (9 to 11 A. M.
AT 3 to 5 P. M.
74 MARKET ST. (7 to 9 P. M.

NEW YORK.

Sept 23 91
Judge Kern
Court House
New York
is too ill to appear
in Court today
D. G. Kern M. D.
74 Market St

POOR QUALITY ORIGINAL

0098

Police Court *3rd* District.

CITY AND COUNTY } OF NEW YORK, } ss

of No. *39 Chrystie* *Thomas Sullivan* Street, Aged *42* Years
Occupation *Sign Dealer* being duly sworn, deposes and says, that on the
22 day of *Sept* 18*87*, at the *10* Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the United States of the Amount and value of Thirty or forty Cents one silver sleeve button one Pen Knife together of about

of the value of *Five* DOLLARS,
the property of *Deponer*

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

William Brimrose (now here) and another man not now arrested, from the fact that at about the hour of four o'clock a m on said date deponer was walking along Canal Street deponer was struck from behind by some blunt instrument and knocked down insensible and deponer further says he is informed by Henry Brant of no 312 Suffolk Street that he saw the said man not arrested strike deponer knocking deponer down and said man not arrested kicked deponer on the face and head with his foot while

Sworn to before me, this
day of
1887
Police Justice

POOR QUALITY ORIGINAL

0099

deponent by prostration on the ground and said deponent saw the defendant Grimrose rifle deponents pockets deponent further says he is informed by Officer John Gerlinger of the 11th Precinct Police that the found in the possession of the defendant Grimrose one silver button one knife marked J Sullivan which deponent subsequently seen and identified as the property taken stolen and carried away as aforesaid

Sworn to before me this }
20th day of Sept 1891 } Thomas J Sullivan

John P. Ryan

Police Justice

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 _____ 188____
I have admitted the above named _____ to bail to answer by the undertaking hereto annexed.
Dated _____ 188____
There being no sufficient cause to believe the within named _____ guilty of the offence mentioned, I order he to be discharged.
Dated _____ 188____
Police Justice.

Police Court, _____ District,

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

- 1 _____
- 2 _____
- 3 _____
- 4 _____

Dated _____ 188____

Magistrate.

Officer.

Clerk.

Witnesses,

No. _____

Street, _____

No. _____

Street, _____

No. _____

Street, _____

§ _____ to answer General Sessions.

POOR QUALITY ORIGINAL

0 100

Sec. 198-200.

3 m

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

William Primrose

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 Primrose

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. New York City

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

Answer. 15 Lenox Ave or 10 years

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

William Primrose

Taken before me this day of April 1889

Police Justice.

POOR QUALITY ORIGINAL

0101

Police Court... 3 District. 1960

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James P. Sullivan
339 Broadway
William Brimmer

Offence: Robbery

Dated Sept 25 1891

John P. Ryan Magistrate

Witness: Call the Officer

No. 3, by Henry Owen Street

No. 4, by J. P. Street

No. 1, by 1870 Street

No. 2, by 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 Sept 25 1891 John P. Ryan Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

POOR QUALITY ORIGINAL

0 102

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3rd DISTRICT.

Sworn to before me, this

of

1887

day

John Gerlinger
Police Justice.

I, John Gerlinger of No. 125 1st Precinct Police Station, aged 29 years, occupation Police Officer being duly sworn deposes and says that on the 22 day of Sept 1887 at the City of New York, in the County of New York

Dependent arrested
William Primrose (now here) for Assaulting
and Robbing in company with another now
arrested, one Thomas Sullivan of no 39
Lenox Street Said Sullivan is not
confined to his home and is unable to appear
in court wherefore deponent prays that
Said dependent may be held for examination
in order to enable Said Sullivan to
appear and prosecute Said dependent

John Gerlinger

POOR QUALITY ORIGINAL

0103

15

Police Court— 3 348 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Gerlinger
vs.
William Primrose

AFFIDAVIT.

Dated Sept 23 1891
Ryan Magistrate.

Gerlinger Officer.

Witness, *Henry Brown*
52 Suffolk

*Discharged new
complaint
taken*

Disposition,
*1000 Sept 23rd 2 PM
25 - 2 PM*

*The Magistrate
presiding at the 3rd
District Court in my
absence will please
hear and determine
the within case*
John Ryan
Police Justice

POOR QUALITY ORIGINAL

0104

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation John Costinger
Police Officer of No.

115 Grand Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Thomas Sullivan
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 25
day of Sept 1899 } John Gerlinges

John M. Ryan
Police Justice.

(3692)

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 18 years, occupation Henry Brauer
Upholsterer of No.

52 Suffolk Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Thomas J. Sullivan
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 25
day of Sept 1899 } Henry Brauer

John M. Ryan
Police Justice.

(3692)

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
William Crumore

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

William Crumore

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

The said William Crumore,

late of the City of New York, in the County of New York aforesaid, on the twelfth day of September, in the year of our Lord one thousand eight hundred and ninety-one, in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one Thomas J. Sullivan, in the peace of the said People then and there being, feloniously did make an assault; and

one silver button of the value of two dollars, one ring of the value of two dollars, and divers coins of the United States of America, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of forty cents.

of the goods, chattels and personal property of the said Thomas J. Sullivan, from the person of the said Thomas J. Sullivan, against the will and by violence to the person of the said Thomas J. Sullivan, then and there violently and feloniously did rob, steal, take and carry away, the said William Crumore being then and there aided by an accomplice, actually present, whose name is to the Grand Jury aforesaid and there named unknown, and being also then and there aided with some dangerous weapon to the Grand Jury aforesaid also 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.

Edmund Hill, District Attorney

0 106

BOX:

455

FOLDER:

4181

DESCRIPTION:

Pulvermacher, Paul

DATE:

10/14/91



4181

POOR QUALITY ORIGINAL

0107

Witnesses:

Geo H Stokes
" Neenan

from an examination
of the evidence in
this case and from
all the circumstances
connected therewith
I have concluded
that the acceptance
of a plea of guilty
with the company in
the case of the
subscribed the proper
entire -

170
John J. Johnson

Counsel
Filed 14 day of Oct 1891
Plends, Monday 15

THE PEOPLE

32
864
Paul Sulvermischer

Grand Larceny, 1st Degree, [Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Nov 6 1891
Oct 12, 1891. 8.30. D

A TRUE BILL.

John J. Johnson

Forwarrd.

170
Nov 18, 1911
Paul Sulvermischer

POOR QUALITY ORIGINAL

0 100

John J. Johnson

Counsel, *10-7-11*
Filed *14* day of *Oct* 189*1*

Pleads, *Wholly* *15*

Grand Larceny, *1st* Degree, [Sections 529, 537, Penal Code.]

THE PEOPLE

37
864 *subv. DS.* *R*

Paul Silvermaster

DE LANCEY NICOLL,
District Attorney.

12-18-91

A TRUE BILL.

John J. Johnson

Forwards.

10-18-91
10-18-91

Nov 6 1891

Witnesses:

Geo H Stohren
" Neenan

*From an affidavit
of the Emperor in
this case against
all the circumstances
I have concluded
that the acceptance
of a plea of guilty
in this case is
advisable and
I have signed
the same. The
entire - *John J. Johnson**

POOR QUALITY
ORIGINAL

0109

LEVY, FRIEND & HOUSE,
COUNSELORS AT LAW,

ROOMS 26, 27, 28 & 29.

25 CHAMBERS STREET,

TELEPHONE CALL, 2501 CORTLANDT.

ABRAHAM LEVY.
EMANUEL M. FRIEND.
FREDERICK B. HOUSE.
MOSES H. GROSSMAN.
WM. STEELE GREY.

NEW YORK, Nov. 19th, 1891. 189

Hon. James Fitzgerald,
Judge of the Court of General Sessions,
New York City.

Dear Sir:-

As the complainant in the case of the People against Paul Pulvermacher, who pleaded guilty to the Crime of Attempted Grand Larceny in the Second Degree, on Wednesday, the 18th day of November, 1891, said offense having been committed while the defendant was in my employment, I desire to submit this request for the suspension of judgment in his case.

Pulvermacher was in my employ for sometime prior to the commission of the act for which he was arrested, and down to that time he performed his duties honestly. The defendant comes from a good family, and I feel that the time he has been imprisoned in the City Prison together with the fact that he was forced to plead guilty, will be a sufficient punishment for the act committed, and if your Honor can consistently suspend judgment, I would be satisfied with such disposal of the case. And I therefore request that your Honor will suspend judgment upon the defendant.

Yours very respectfully,

Robert M. House
only partner of the firm of
Levy, Friend & House

**POOR QUALITY
ORIGINAL**

0110

LAW OFFICES
OF
JULIUS LEHMANN,
No. 237 BROADWAY.
Rooms 18 & 19, NEW YORK.
Elevator on Park Place.

(Dictated)

New York October 25, 1891.

My Dear Sir:-

As you are the attorney for Paul Pulvermacher, I deemed it proper to communicate to you the fact that I have known him for quite some time, and have frequently been in his company, and always found him to be a perfect gentleman.

I was deeply moved when I heard of his arrest, and if he was guilty of any wrongdoing, I feel that it was not done with any criminal intent.

I base this on my knowledge of the man, and the fact that he associated with the best people in German society in this City.

He impressed all with whom I spoke about his trouble as an intelligent and honorable man, and has been considered by his associates as an honest and highly respectable person.

I do not know that this will be of any benefit to Pulvermacher but if it will assist him in any way, I most cheerfully give you permission to use it as you deem proper.

Yours very truly

Julius Lehmann

Frederick B. House Esq.

POOR QUALITY ORIGINAL



Court of General Sessions of New York.

----- X
The People &c.,
-agst-
Paul Pulvermacher.
----- X

City and County of New York, ss:

HARRY MENDEL, manufacturer of clothing #10 East 74th Street, in the City of New York, being duly sworn deposes and says, that he is acquainted with the above defendant, PAUL PULVERMACHER, and has known him for a long period of time, and during said acquaintance has been frequently in the company of said defendant, and thus had an opportunity of witnessing his personal conduct.

That said defendant is a member of a most excellent family, and since he has been a resident of this City, he has been an associate and companion of the leading Germans of this community.

That among the people to whom the defendant is best known, he has always been looked upon and regarded not only as a steady and industrious person, but one who was also thoroughly honest.

That deponent is not fully informed of the defendant's act which resulted in his arrest and prosecution, upon the charge of having taken money from his employer, but the knowledge which deponent has of the habits, conduct and character of said defendant, leads deponent to the belief that though defendant's act may have been an improper

**POOR QUALITY
ORIGINAL**

0112

and wrong one, yet it was committed with no criminal intent, or with a feeling on the part of said defendant that he was committing a crime.

Deponent further says, that notwithstanding the fact that defendant has pleaded guilty to such charge, he still has that confidence in his honesty and integrity, that were he to be discharged upon a suspended sentence, this deponent would immediately offer said defendant a place of employment with him.

Sworn to before me this :
21st day of November, 1891. :

Harry Meusel

Joseph Schuman

*Notary Public
N.Y.C.*

POOR QUALITY ORIGINAL

0114

Court of General Sessions.

----- x
 THE PEOPLE ETC. :
 against :
 PAUL PULVERMACHER :
 ----- x

City and County of New York, ss:-

HEINRICH ITALIANER, Playwright, Author, and Newspaper Critic and residing at No. *82, 2nd Ave.* in the City of New York, being duly sworn deposes and says. That he has known the above-named defendant, PAUL PULVERMACHER for a number of years, and has often been in his company. That during the time that deponent has been acquainted with the defendant, he, said defendant, was the associate and companion of many of the best people moving in German society.

That to deponent's knowledge, defendant has been recognized and considered as thoroughly honest, reliable, and trustworthy and until the making of the charge against him in this proceedings, deponent has never heard the honesty integrity or character of the defendant questioned.

That deponent has seen a number of reputable citizens of this City who knew PULVERMACHER, and in conversation with them regarding his present position they unite in saying that they do not believe that he intended to commit any crime or that he believed or supposed that his act was a criminal one.

This opinion being based upon the knowledge which they had of the defendant the company he kept and the manner in which he invariably conducted himself.

Sworn to before me this :
 21 day of November 1891:

Heinrich Italianer

Jules Schuler
 Notary Public n.c.

POOR QUALITY ORIGINAL

0115

Court of General Sessions of New York.

----- x
 The People &c., :
 -agst- :
 Paul Pulvermacher. :
 ----- x

City and County of New York, ss:

AUGUST WEUNCH, paper box manufacturer, in the City of New York, being duly sworn deposes and says that he has known the defendant, PAUL PULVERMACHER, for a number of years and is acquainted with a large number of people to whom said defendant is well known. That during the time that deponent has been acquainted with said defendant, he, deponent, has had frequent opportunity to observe and know the conduct of said defendant.

That during the period of their acquaintance, defendant associated with many of the best known people in the City of New York, and was always looked upon and recognized as an honest, industrious and respectable person.

Sworn to before me this :
 2nd day of November, 1891. :

August Weunch

Julius Selman
 Notary Public
NYC

POOR QUALITY ORIGINAL

0116

N.Y. General Sessions Court.

Please take notice, that the within is a true copy of an in this action, this day duly filed and entered, in the office of the Clerk of this Court.

Dated, N. Y., 189

Yours &c.,

LEVY, FRIEND & HOUSE,

Att'ys for

Paul Sulzmacher,

To *Esq.,*

Attorney for

Affidavits,

**LEVY, FRIEND & HOUSE,
Att'ys
25 CHAMBERS ST., NEW YORK.**

filed Nov. 24. 1891.

Due and timely service of a copy of the within

is hereby admitted,

this _____ day of _____, 189

Attorney for

POOR QUALITY ORIGINAL

0117

(1885)

Police Court— 5 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 543 Hudson Street, aged 31 years,
George H. Solvers

occupation Cashier for Herkott Bros 93 Pearl Street being duly sworn,

deposes and says, that on the 8 day of September 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful
money of the United States issue to
the amount of One hundred dollars
\$ 100.⁰⁰/₁₀₀

the property of Herkott Brothers and in the care
and custody 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 Paul Pulvermacher.

from the fact that said Pulvermacher was in the employ of Herkott Brothers as Bookkeeper and had charge of the drawing of checks on said firm for the purpose of having said checks signed by C. Murken Eraso who had power of attorney for the signing of all checks on said firm. On September 8th 1891 said Pulvermacher made check No 2390 (unintentionally) and had the same signed by said Attorney. Said deponent has since failed to receive said money from said Pulvermacher and deponent has discovered that the stub in the

Sworn to before me this 8 day of September 1891

Police Justice.

POOR QUALITY ORIGINAL

0118

Check Book opposite said number has been marked void and Depoent has further discovered that said Pulremacher has entered on the Star of said check book for check No 23866. Amount attached the sum of One hundred and Seventy five dollars and Eighty Eight Cents when said checks call only for the sum of Seventy five dollars and Eighty Eight Cents. Said entry having been made for the purpose of covering the said check for One hundred dollar of September 8th 1891.

Depoent therefore accuses the said Pulremacher with unlawfully taking said State money and appropriated the same to his own use and benefit and asks that he may be apprehended and dealt with as the law directs.

Subscribed before me this
29 day of September 1891

J. W. M. [Signature]

[Signature]
Police Justice

POOR QUALITY ORIGINAL

0119

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Paul Pulvermacher 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. *Paul Pulvermacher*

Question. How old are you?

Answer. *32 Years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *164 3rd Avenue, 5 Years*

Question. What is your business or profession?

Answer. *Bookkeeper*

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
Paul Pulvermacher*

Taken before me this _____ day of _____ 19____
[Signature]
Police Justice

POOR QUALITY ORIGINAL

0120

Sec. 151.

Police Court 5 District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the County OF NEW YORK, } of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by George A. Storrer of No. 543 Hudson Street, that on the 8 day of Sept 1891 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money
of the value of One hundred Dollars,
the property of Herbert Brothers
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Paul Polverina et al

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

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

Dated at the City of New York, this 29 day of Sept 1891

George A. Storrer Peter Justice

POOR QUALITY ORIGINAL

0121

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

..... Magistrate

M. Cusky Holland Officer.

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

..... Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

..... Police Justice.

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

Dated 188

..... Police Justice.

The within named

POOR QUALITY ORIGINAL

0122

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court No. 29 District. 1301

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

George W. ...
Paul ...

2 _____
 3 _____
 4 _____

Dated *Oct 1* 188*9*

J. ...
 C. O. ...
 Magistrate

Witnesses *Mr. ...*

No. *98* Paul ...
 Street

No. *93* ...
 Street



No. *5710* to answer
 Street

By ...
2001

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 *Oct 1* 188*9* *...* 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

0123

Herbst Brothers.

No. 23909

New York

Sept 2 1891

THE GERMAN AMERICAN BANK
Phoenix National Bank
NEW YORK

Pay to the order of

Chester

One Hundred and 00/100

Dollars

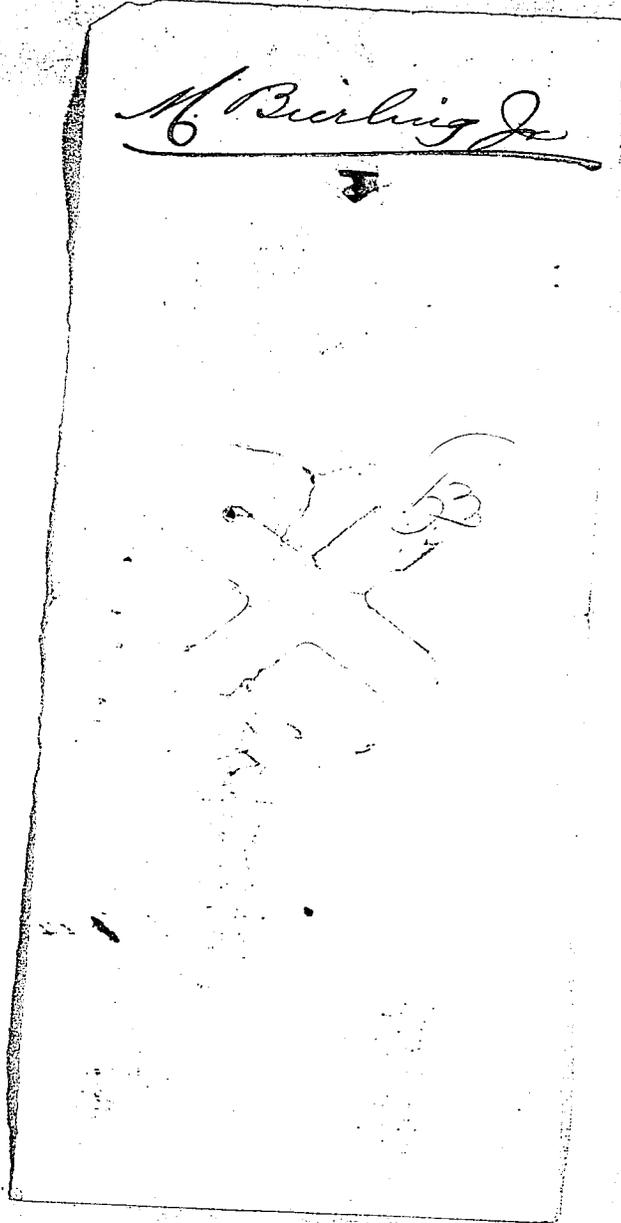
\$100.00

Herbst Brothers
William

**POOR QUALITY
ORIGINAL**

0124

M. Burling Jr



POOR QUALITY ORIGINAL

0125

Herbst Brothers.

No. 23866

New York

Aug 21 1897

THE GERMAN AMERICAN BANK

Phoenix National Bank

OF NEW YORK

Pay to the order of Maurice Bishop

Seventy five ⁸⁷/₁₀₀ Dollars

\$ 75.⁸⁸

[Signature]

**POOR QUALITY
ORIGINAL**

0 126

*For deposit only to credit of
Harris & Osborn*



POOR QUALITY
ORIGINAL

0127

1

505

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Paul Pulvermacher

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

Paul Pulvermacher

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

The said

Paul Pulvermacher

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

the sum of one hundred dollars in money, lawful money of the United States of America and of the value of one hundred dollars

of the goods, chattels and personal property of one

Robert Herbst and Lionel Hageners, copartners,

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

POOR QUALITY
ORIGINAL

0128

Second COUNT—

532

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Paul Pulvermacher*
of the same CRIME OF *Grand* LARCENY, in the
second degree, committed as follows:

The said

Paul Pulvermacher
late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, being then and there the *clerk*
and servant of *Robert Herbst and*
Lionel Hagenaers, copartners

and as such *clerk and servant* then and there having in *his* possession,
custody and control certain goods, chattels and personal property of the said *Robert*
Herbst and Lionel Hagenaers —
the true owner thereof, to wit:

the sum of one hundred
dollars in money, lawful money
of the United States of America,
and of the value of one
hundred dollars;

did afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with
force and arms, feloniously appropriate the said *sum of money*
to *his* own use, with intent to deprive and defraud the said *Robert*
Herbst and Lionel Hagenaers —
of the same, and of the use and benefit thereof; and the same goods, chattels and personal property
of the said *Robert Herbst and Lionel Hagenaers*

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

DE LANCEY NICOLL,
District Attorney.

0 129

BOX:

455

FOLDER:

4181

DESCRIPTION:

Purcell, Andrew

DATE:

10/20/91



4181

POOR QUALITY ORIGINAL

0130

Bail fixed at \$1000.
RBA
Ca Tucker MD
Mary Penney 3/9-5/65
Mrs P Mullett
Mary Cusack
C J Mullett

Witnesses:

191
B N Oct 20 1911
(1442)

Counsel,

Filed 20 day of Oct 180

Pleads

Part 3, Nov 18, 1891. The defendant by law
with THE PEOPLE. Idea of work guilty
and now leads to be a body
acquitted. The same charged in
month by the payment of \$1000.00
within day of Oct 18, 1911.

Andrew Purcell

Oct 20 1911

DE LANCEY NICOLL,

District Attorney.

Part 3. Nov. 19-1891 -
Plea of former defendant
+ verdict for the defendant
A TRUE BILL.

Robert M. ...

Part II. Nov. 16 Foreman

Defendant for ...

Nov. 18 1911

Part III.
Dorward

H A H H
(Sections 278 and 218, Penn)

POOR QUALITY ORIGINAL

0131

B W Corro
191
1442

Counsel,
Filed 20 day of Oct 1891

Plends
Part 3, Nov 18, 1891. The defendant by himself
with THE PEOPLE, Vice of York County
and his heirs from the day of the
acquittal of his name changed into the
name of the present of the day of the
month of Nov. 1891. The day of the
month of Nov. 1891.

Andrew Purcell

Nov 23/91

DE LANCEY NICOLL,
District Attorney.

Part 3. Nov. 19. 1891 -
Plea of former jeopardy
+ verdict for the defendants
A TRUE BILL.

[Signature]

Part III. Nov. 16. Foreman

[Signature]

Nov. 18th 91.

Part III.
[Signature]

Bail fixed at \$1000.

Witnesses:

Ca Tucker

Mary Purcell

Mrs Purcell

Mary Purcell

C J Purcell

319-5, 605

RBA

Court of General Sessions of the Peace for
City and County of New York
The People }
vs } Indictment for Rape
Andrew Purcell }

The defendant pleading to the indictment herein alleges that on the 9th of October 1891 he was duly tried by a court of competent jurisdiction ~~to wit~~ The Court of Special Sessions of the City of New York on the alleged charge of assault committed by the said defendant on the said Minnie Hennessy which is the same charge and offence mentioned in the above indictment and upon which he was duly acquitted by the said court on the said 9th of October 1891 as appears by the certified copy of acquittal hereto annexed dated New York City Nov 18. 1891

Frank Keller
Atty for Deft
Office and Post office address
63765 Park Row "Holl. Bldg"
New York City.

POOR QUALITY ORIGINAL

0133

Comd of General Services
for N.Y. County

The People

75

Autumn Parcel

Clear of ~~Autumn~~ for receipt

Frank Keller
Atty for Dept

Office and Post Office address
6376 51st Ave
"Herald Building"
N.Y. City

POOR QUALITY
ORIGINAL

0134

400

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Andrew Russell

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Andrew Russell* —
of the CRIME OF RAPE, committed as follows:

The said *Andrew Russell*, —

late of the City of New York, in the County of New York aforesaid, on the *sixth*
day of *August*, in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, with force and arms, in and upon
a certain female not his wife, to wit: one *Mary Demerssey*, —
then and there being, wilfully and feloniously did make an assault, and her
the said *Mary Demerssey*, then and there, by force and with violence to
her the said *Mary Demerssey*, against her will and with-
out her consent, did wilfully and feloniously ravish and carnally know, against the form of the
Statute in such case made and provided, and against the peace of the People of the State of New
York and their dignity.

SECOND COUNT—

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

The said *Andrew Russell*, —

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

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said Andrew Russell
of the CRIME OF RAPE, committed as follows:

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

FOURTH COUNT—

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

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

DE LANCEY NICOLL, *District Attorney.*