

0151

BOX:

30

FOLDER:

359

DESCRIPTION:

Robinson, Maurice

DATE:

01/17/81



359

0152

29

Day of Trial,

E. E. Price

Counsel,

Filed 17 day of Jan 1881

Pleads

Not guilty 18.

THE PEOPLE

vs.

B
Maurice Robinson

David S. Collins
District Attorney

District Attorney.

A True Bill.

James E. Davis

Foreman.

Now done: June 28, 1881.

Indictment

Pen 60 days.

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Court of General Sessions. Part 2
January Term 1881

The People vs. Maurice Robinson } Before Hon.
Refus B. Cowing
City Judge.

W. M. P. Prentice, for the prosecution;
Edmund E. Price, for the accused.

Mr. Price moved to quash the indictment on the ground that it did not contain any allegation of intent on the part of the accused.

Motion denied. Exception.

Joseph. H. Hanson being duly sworn, testified:-

Q You are a Clerk in the Secretary's Office of the Health Department?

A Yes sir

Q You have these books in charge - the minutes of the Board of Health?

A Yes sir

Q Look at this Volume I, minutes of the Board of Health, page 27 and see if you can find the minute of June 2nd?

A Yes sir I find the minutes of June 2nd of the Board of Health.

Q Look at the minutes of that day—do you know the Secretary of the Board of Health?

A I do. Colonel Emmous Clark

Q Attesting the minutes of that day?

A Yes sir

Q Do you find a resolution there?

A Question objected to. Objection overruled—Exception

Q You have seen him write and know his signature?

A Yes sir

Q Are you employed in the Board of Health?

A Yes sir

Q Did you bring this book from there yourself?

A Now, but I know the book; it belongs to the Board of Health.

Q It is a record of their proceedings?

A Yes sir

By Mr Price:

Q Were you there that day?

A Yes sir

Q Did you see these minutes written?

A They were printed and pasted ~~in~~ in

there.

Reception

Q You say there is printed matter pasted in that book?

A Yes sir

Q Cut from somewhere else and pasted in?

A Yes sir

Q Do you know when it was pasted?

A Yes sir, I helped to paste it.

Q When did you place the printed matter there?

A The following day.

Q What day?

A Following the day of the meeting

Mr. Prentice:-

This is a resolution of the Board of Health with reference to the Sanitary ordinances -

Objection - Exception

"Resolved that the ordinances of ~~the~~ the Sanitary ordinances adopted by the late department of Health and now made to conform to article XI of Chap. 335, laws of 1873 and numbered from "1" to "178" inclusive with the preamble thereto be and are hereby adopted and

declared to be the Sanitary Code of the City of New York."

Section 30 — That no calf, pig or lamb or the meat thereof shall be brought, held or offered for sale as such food in said City which at the date of its death (being a calf) was less than four weeks old; or (being lamb) was when killed not more than eight weeks old; or (being a pig) was when killed not more than eight weeks old. Nor shall any meagre, sickly or unwholesome fish, birds or fowl be brought, held, sold or offered for sale as such food in said City."

Section 36 — That no cased, blown, plaited, raised, stuffed, putrid, impure or unwholesome meat or fish, birds or fowl shall be held, bought or sold or offered for sale for human food, or held or kept in any market, public or private or any public place in said City."

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Mr. Prentice: I offer these pages in evidence
as further part of the minutes, Authenticated
Objected to. Exception

Q Is that Emmens Clark's signature?

A Yes sir

Q Is that certificate?

A Yes sir

Q That is the seal of the Health
Department?

A Yes sir.

* Offered in evidence.

Meepers being duly sworn
testified:-

Q What has been your business?

A A butcher.

Q You have been for many years a
butcher in the meat business?

A Yes sir

Q You are a meat inspector & have
been for some time?

A Yes sir.

Q Do you know the defendant?

A Yes sir

Q Where is his place of business?

A The meat store in 40th Street, No 420
between 9th and 10th Avenues, I
know his meat shop.

Q Where he has meat for sale?

A Yes sir.

Q On the day in question State what you did as an inspector — what did you find?

A We stopped into his shop; he sat there smoking; I saw "bob" Veal; I called my partner on the opposite side.

Q Under four weeks old?

A Yes sir, a good deal; it was under two weeks old.

Q Do I understand you to say as a fact that you found veal in this butcher's shop, exposed for sale that was two weeks old?

A Yes sir.

Q This was part of a carcass of a calf?

A We found seventy two pounds; it was the carcass of a calf cut up. We also found a calf that was not cut up; it weighed fifty six pounds; it was unfit for human food and it came under the Code as unfit for human food.

Q How much ought a calf over four weeks old weigh?

Q That depends on the breed of the calf.
 Q How do you know it was veal, not four weeks old?

A First the legs, next the navel and next the breast. In the first place the leg of a young calf bows in, and the breast of a young calf - you can take your ~~finger~~ pen knife and cut through it and the navel is all bloody. The meat is sticky and slimy.

Q What are 56 pounds considered in regard to the weight of a calf?

A Very low for a baby calf.

By the Court

Q Could a calf four weeks and a day old have these symptoms?

A No sir.

Q The minute a calf is over one day old?

A Of course it would have something

By Mr. Prentiss, of the same appearance.

Q What else do you know?

A We took it out and put it in the wagon.

Q And then what?

A We went off to the rendering dock - the offal dock.

Q It was thrown away as offal?

A Yes sir.

Cross Examination :-

Q How long have you been a butcher ?

A Since I was seven years old
Q Where has been your place of business ?

A I am doing nothing at present.

Q How long since you kept a shop ?

A I stood in Washington Market the last time.

Q How long ?

A Some time

Q You could tell how old veal was ?

A I was two or three times in Washington Market.

Q How long were you there the last time ?

A I had a stand there and crowded it

Q How long ago ?

A Two years ago or so.

Q So you mean to state sir, after having sworn to tell the truth and as a butcher you can tell whether a calf is one two or three weeks old ?

A I can tell within that time

Q Can you tell if it is five weeks old ?

A I think I can.

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Q Or six weeks old?

A Over the four weeks, the points are about the same all the way along.

Q You say the weight was very low - 56 pounds?

A Yes, for a calf.

Q Tell the jury whether the skin or head was off the calf?

A The skin was on the calf; the head was off.

Q Were the feet off?

A The feet were off, but the tail was not.

Q Did you ever work at a slaughter house?

A Yes sir, I think I have learned the trade thoroughly.

Q You say this positively, that the calf you speak of was under four weeks old?

A Yes sir.

Q Which calf are you speaking of? - You say you got two?

A I got 72 pounds of meat; there may have been two or three calves in that. We put them in the basket and weighed them. One calf was whole.

By Mr. Prentice:-

Q You found the defendant in the store at the time?

A Yes.

Joseph Shannon being duly sworn testified:-

Q You are by trade a butcher?

A Yes sir.

Q And were for a great many years?

A Yes sir.

Q Accustomed to handle meat, veal?

A Yes sir.

Q You were a meat inspector of the Board of Health?

A Yes sir.

Q And as such you were with Mr. Meyer examining the defendant's place of business?

A Yes sir.

By the Court:-

Q When was that?

A The 21st of December.

By Mr. Prentice

Q You went to his meat store in what ~~place~~ street?

A In 40th Street.

Q What did you find there?

A I found dead there unfit for human food.

Q How old was it?

A There were pieces cut weighing 72 pounds, the calf was not a week old.

Q How did it look?

A Shiny with very little meat.

Q What would a calf four or five weeks old generally weigh?

A If it lived with the dam it would weigh 70 or 80 pounds.

Q You saw the defendant there?

A I did, sir.

Q What did you do with this stuff?

A Weighed it and put it in the wagon & and took it to the offal dock.

Q There was a whole carcass?

A The calf weighed 56 pounds with the skin off; that was not two weeks old.

Q Did you look at the meat and see what it was?

A Yes sir; I could tell it was "bob" calf, not two weeks old - not fit to be eaten.

Q How long have you been a butcher?

A All my life; I was born a butcher;
I held a candle in a slaughter house
when I was four years old

Q You were employed by the Health
Department?

A Yes sir

Q How long had you been in their
employment?

A One year.

Q When did you leave their employment?

A On the 4th January of this year

Q Do you mean to say you could
tell whether a calf is one two
three or four weeks old by simply
looking at it?

A Yes sir

Q You swear that?

A I swear I can tell when it is under
four weeks old - if I was alive.

Q Dead?

A Yes sir, that too

By the Court:

Q Dead or alive?

A Yes sir, so can every butcher that
is a butcher

Q You have knowledge on the subject?

A My experience has taught me to

Know it

By Mr Price:-

Q You can tell a calf alive or dead - whether he is under four weeks or not?

A When I handle him I can tell.

Q Didst you swear it was under two weeks?

A There were three Carcasses of 72 pounds.

Q You swear the Calf was under two weeks old - the one that was whole?

A The one that was whole was under two weeks old; the cut up veal was under two weeks old.

Q Did the one that whole - did it have the head cut off?

A Yes.

Q And the feet?

A Yes

Q That one - how old was that?

A That calf was not two weeks old as I can tell by the navel; it was not over two weeks old if it was that.

Q What is the difference between a calf two and three weeks old?

A The older it grows the firmer it

grows.

Q Is there any distinctive mark by which you can tell whether a calf is two or three weeks old?

A Yes sir. We can tell by the navel, all butchers can. When a calf is under four weeks old it is blood red.

Q A small cow would be likely to have a small calf?

A We don't go by weight; we go by quality; We sell over four weeks pieces of 125 pounds

Q You don't go by the weight but by the look of the calf?

A Yes sir

Q And now you say as an expert that the calf was under four weeks old?

A Yes sir, I do.

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Testimony for the Defence.

Maurice Robinson being duly sworn testified:-

Q Where do you live?

A No 420 West 40th Street.

Q How long have you lived there?

A Since the 1st day of September.

Q When were you arrested?

A I was arrested four days before New Year.

Q In regard to this veal - how long had you been in the butcher business?

A About three weeks.

Q From whom did you buy it?

A From Mr. Goephardt.

Q Where did he have it?

A He brought it right to the store; he brought it right to my place.

Q What did he say to you?

A He told me they were good calves.

I said to him "Are these good?"

I am no butcher - I rely upon you.

He told me "They are as good as any

one would wish to eat. and you can

buy them" and with that responsibility

I took them.

Q How much did they weigh?

A One hundred and twenty pounds each.
— Sixty pounds each.

Cross examination.

Q What is the reason you don't know whether this was good meat or not?

A I am no butcher.

Q If you bought a nice looking quarter of beef would you not know it?

A I would not know the difference between Cows & bulls meat; I understand nothing about meat

George Gephhardt being duly sworn
Testified:-

Q Where did you reside?

A No 2020 West 40th Street.

Q You own that house? — What is your business?

A A ~~B~~ butcher for the last eight years.

Q Did you sell these Calves to this man?

A I sold him two calves.

Q Did you sell him two calves?

A Yes sir.

Q How long before he was arrested?

A I cannot tell you the day. I

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never took notice of it.

Q What did they weigh?

A One hundred and twenty pounds.

Q You have been a butcher how long?

A Eight years.

Q You bought and sold calves?

A Yes sir.

Q A great number of these?

A Yes sir.

Q I ask you now as an expert is it possible for any person to tell whether a calf is three, four or five weeks old?

A I would not like to take an affidavit on it. We buy calves by the weight; ^{anything} ~~nothing~~ below fifty pounds is called "bob" ~~we~~ calf.

Cross examination:-

Q Did you swear at the Police Court your business was that of a grocerman and you had only been in this business six months?

A I have been in this business for eight years.

Q You were in the grocery business?

A No sir

Q Never?

A No sir, I sold vegetables, potatoes Apples &c.

Q That is your business now?

A Yes sir, poultry & everything to make an honest living.

Q You do not slaughter Cattle?

A No sir

Q Never did?

A No sir

Q Where did you get this veal from?

A At the Harlem Railroad depot in 47th Street and Lexington Avenue

Q You bought so many Carcasses?

A I bought two Calves ~~there~~ there weighing one hundred and twenty pounds.

Q How did you happen to know that the Calves that were sent to the Offal dock and thrown away were the Calves you sold this man?

A I cannot tell that.

Q Are you a licensed Vendor?

A I neither Objected to & withdrawn By the Court:-

Q How extensively have you been

engaged in the meat business?

A I had a butcher's shop for eight years.

Q Did you do an extensive meat business?

A Yes sir

Q For how long?

A Eight years.

Q You have bought and sold many calves?

A Yes sir

Q Of all ages?

A I don't know how old they were - 56 pounds was the lowest.

Q ~~And~~ Do you state from your experience as a butcher for eight years that no one is able to judge whether a calf is under four weeks old or not from appearances?

- From the experience you acquired

- from your personal observation are you able to state that it is impossible for a person to judge whether a calf is four weeks old or not & that often from appearances they are mistaken?

A It would be very hard to tell.

Q Can you state that it is an

impossibility to tell?

A Yes, some may tell who had been in the habit of killing calves in the Country, if they know the Cow.

By Mr. Reuker:-

Q Did n't you have a wagon to go around and peddle food?

A Yes sir

Q That is part of your business?

A Yes sir, I make an honest living.

Q As a licensed Vendor?

A It is an honest living.

By Mr. Price:-

Q You kept that Butcher's Shop?

A Yes No 2120 West 40th Street.

Q And you sold out to the accused?

A Yes sir

Q How long did you keep it?

A Eight years.

Q And sold meat for eight years?

A Yes sir

Isaac Edlemuth being duly sworn
testified:-

Q You are the brother in law of the

prisoner?

A Yes sir.

Q You are a butcher?

A I have been in this country twenty three years & have been in the business. Since I was a little baby I was a butcher.

Q You are a butcher?

A Yes sir

Q You understand all about calves & meat?

A Yes sir

Q Can you tell whether a calf is three or four weeks old?

A No man in this world could tell
By the Count

Q Can you tell whether it is under four weeks?

A No sir. Some Cows have smaller calves & some Cows have big calves. My business was the same in Germany. When I was twelve years old I went round country places & bought calves up. Some Cows had heavy calves & some ^{small} Cows had little Cows very thin. The meat does not look good; it looks slimy

I saw some Calves that the inspector passed that did not weigh forty pounds.

Q Is there any difference in the appearance of the navel of calves ~~to~~ under four & five weeks old?

A Except you see the head of it.

Q About the breast?

A Nobody could tell in this world.

Q How long is the prisoner in the butcher business?

A Not long, I gave him a start; he did not know anything about Cows or Calves. When he bought meat he had to take me along.

By Mr. Price

Q How do you serve meat to the butchers?

A Cut up in quarters & that's the way they sell them in Washington Market; the hind quarters are all dressed.

Q In that condition he would not know the meat of a cow from a steer?

A I don't know, I could not swear. I had to buy the meat for him.

Cross examination:

Q You had a good deal of experience as a witness in these meat cases?

A No sir.

Q I met you last Wednesday in Special Sessions?

A Yes sir I went bail for him.

Q You sold that meat to Meyer the defendant?

A I never sold Meyer any meat.

Q You set him up in business?

A No sir, not Meyer.

Q For whom did you go bail?

A Mr. Robinson.

Q Were you not in Special Sessions - were you not on the witness stand?

A No sir.

Q Were you not present in Meyer's Case?

A No sir, I don't know the man.

Q Did you meet Meyer, the meat suspect, yesterday?

A I saw him in Court.

Q Did you have any conversation with him?

A Yes.

Q Did you offer him \$10 if he

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would stay away?

A I never did.

Q Did you in words or substance offer him any money?

A No sir.

Q Did you ask him to compromise the case?

A I don't know anything about it.

Q What was your conversation?

A I told him the Veal was good & that at Washington market they would let it go for forty pounds & I told him that the Calf he took weighed over 56 pounds.

Q Was anything said between you about ten dollars?

A No, nobody says so.

Testimony Closes.

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Court of General Sessions. Part 2.

January Term, 1881.

The People	:	Before
	:	
vs.	:	Hon. Rufus B. Cowing,
	:	
Maurice Robinson.	:	City Judge.

Judge Cowing delivered the following charge to the Jury:--

Gentlemen of the Jury the question to be submitted for your determination is a very simple one. Did the prisoner at the Bar hold or offer for sale a calf or the meat of a calf under four weeks old, for human food, and did he have in his possession such an article at the time stated in the indictment? That is the question to be determined in this case. You have heard all the witnesses on each side as to whether he did or not. All of them or nearly all of them claim to be experts and you must determine which set have told the truth. If you believe the evidence of the witnesses for the people that he had a calf or the meat of a calf under four weeks old, which he held or offered for sale for human food he has violated an ordinance of the Board of Health and he should be convicted. If you are satisfied upon the evidence that they are mistaken and that the calf was over four weeks old, then he has not violated that ordinance and should be acquitted and you must give the prisoner the benefit of every fair and reasonable doubt.

-----00000-----

City & County of New York:

John Myers residing at 143 Street & College Avenue New York and Joseph Shannon residing at Number 225 West Street New York City Each for himself being duly sworn Depose & say

I am a Meat Inspector of the Health Department of the City of New York & have held such appointment since January 13 1880. On the 21st day of December 1880 at premises Number 420 ~~West~~ Street in the City of New York being a meat or butcher shop on the South side of said street between 9th & 10th Avenues one Maurice Robinson did then & there willfully violate the Sanitary Code then in full force & operation in said City in this that he did then & there hold and offer for sale as human food a calf and the meat of a calf or calves which had been slaughtered at the date of its death was less than four weeks old. All of which was in especial violation of that part of the said Sanitary Code hereinafter set forth viz:

Sec. 30. That no calf, pig, or lamb, or the meat thereof shall be brought, held, or offered for sale, as such food, in said city, which, at the date of its death (being a calf), was less than four weeks old; or (being a pig), was, when killed, not more than five weeks old; or (being a lamb), was, when killed, not more than eight weeks old. Nor shall any meagre, sickly, or unwholesome fish, birds, or fowl be brought, held, sold, or offered for sale, as such food, in said city.

Subscribed & sworn to before me this 21st day of December 1880
Joseph Shannon
Maurice Robinson

Witness my hand & seal of office this 21st day of December 1880
Notary Public for the City of New York

Subscribed & sworn to before me this 21st day of December 1880
John Myers
Joseph Shannon
Notary Public for the City of New York

John Myers
Joseph Shannon

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✓
John Meyers
143rd & 4th Georgia

MAURICE JOHNSON
JAN 3 1880

DEC 24 1880

Allenburg Lucie

✓
Joseph Shamm
225 Main St

Hebert Ave
\$300 G.S.
Paired

Almond Top on
own Reddingman
Completed not
appearing after notice
Paid Dec 24 9 1/2

~~Compliment~~
~~to~~
I did not take
the mountain from
the house myself
~~the house~~
was

Isaac Edelmuth
88 W. Bay

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Maurice Robinson*
late of the *twentieth* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty-first* day of *December* in the year
of our Lord one thousand eight hundred and ~~seventy~~ *eighty* at the Ward,
City and County aforesaid, unlawfully and knowingly did expose for sale at the
store known as number *Four hundred and twenty West Fortieth* Street,
then and there situate, ten quarts of impure, adulterated and unwholesome milk, 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 Jurors aforesaid, upon their Oath aforesaid, do further present :

THAT the said *Maurice Robinson*
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, at the store and place of business
of the said *Maurice Robinson*
known as number *Four hundred and twenty West Fortieth* Street,
in said Ward, City and County, and the said premises being then and there a place
where milk was kept for sale, unlawfully did then and there keep, have, and offer for
sale ten quarts of impure and unwholesome milk, which had been, and was then and there
watered, adulterated, reduced and changed by the addition of water or other substance,
and that such impure, unwholesome, watered, adulterated, reduced and changed milk
was then and there by the said *Maurice Robinson*
unlawfully held, kept and offered for sale
against and in violation of the provisions of the Sanitary Code, and of such Sanitary
Code then and there, and at all times then in force and operation, and 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 Jurors aforesaid, upon their Oath aforesaid, do further present:

THAT the said *Maurice Robinson* 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, did bring into the said Ward, City and County, and then and there have and offer for sale, at the store and place of business of him, the said *Maurice Robinson* known as number *Four hundred and twenty West Fortieth* Street, the said premises being then and there a place where ^{calves that had been killed & slaughtered & the meat & carcasses} ~~milk~~ was kept for sale, unlawfully did then and there keep, have, and offer for sale, ten quarts of impure and unwholesome milk, which had been and was then and there, watered, adulterated, reduced and changed by the addition of water or other substance, and that such impure, unwholesome, watered, adulterated and reduced and changed milk was then and there, by the said *Maurice Robinson* unlawfully held, kept and offered for sale against and in violation of the provisions the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code, which was duly passed and adopted by the Board of Health of the Health Department of the said City of New York, and by said Health Department at a meeting thereof, duly held in said City, on the twenty-third day of February, 1876, in the manner and language following, to wit:

"Resolved, That under the power conferred by law upon the Health Department, the following additional section to the Sanitary Code, for the security of life and health be, and the same is hereby adopted and declared to form a portion of the "Sanitary Code. *Insert so much of Section 30 as is included in brackets and amend it then complete to read as follows*

"No milk which has been watered, adulterated, reduced, or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York, nor shall any one keep, have, or offer for sale in the said city any such milk."

Which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in said city, to wit: in the issues of such newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and which said ordinance was then and there, and at all times thereafter, in full force and operation against the forms of the Statute in such case made and provided.

Daniel G. Rollins Acting
BENJ. K. PHELPS, District Attorney.

The Jury found the ^{prisoner} ~~defendant~~ not
 guilty, and the Court ^{thereupon} sentenced him
 to ^{imprisonment for} sixty days ~~imprisonment~~
 in the Penitentiary

And inasmuch as the said several
 matters so produced and given in
 evidence, and the said several matters
 so insisted upon and objected and ex-
 cepted to by the counsel for the de-
 fendant, do not appear by the record
 of the verdict aforesaid, the counsel
 for the said defendant did then and
 there prepare the aforesaid ex-
 ceptions and propose the same to the
 City Judge, and requested him to put
 his seal thereto, and the said City
 Judge did thereupon, according to
 the form of the Statute in such
 case made and provided, put
 his seal to this Bill of Exceptions
 this - day of February 1887

City Judge

N. Y. General Sessions

The People vs

aget

Morris Robinson

Bill of Exceptions

Howe Edmund
of counsel

The within may be
taken as a Bill of
Exceptions in above
cases

W. H. F. & S. C. H. D. G.
M. J. F. & S. C. H. D. G.

City and County of
of New York } ss

The Jurors of the people of the State
of New York in and for the body of the
city and County of New York upon their
oath present

That Maurice Robinson late
of the twentieth Ward of the City of
New York, in the County of New York,
aforesaid, on the twenty first day of
December in the year of our Lord
one thousand eight hundred and
eighty at the Ward City and County
aforesaid, did bring into the said
Ward City and County, and there and
there have, hold and offer for sale,
at the store and place of business
of him, the said Maurice Robinson
known as Number four hundred and
twenty West Fortieth Street, the said
premises being then and there a place
where calves that had been killed and
slaughtered and the meat and carcasses
thereof were kept and held for sale, un-
lawfully did then and there keep, have
hold and offer for sale as and for
and to be used as and for human
food, a certain calf and the meat

and carcass thereof which said calf was at the date and time of the death thereof less than four weeks old, and that the said calf so being as aforesaid less than four weeks old at the time and date of the death thereof as aforesaid and the said meat and carcass thereof were then and there by the said Maurice Robinson unlawfully held, kept and offered for sale as and for and to be used as and for human food as aforesaid against and in violation of the provisions the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code, which was theretofore and prior to the said twenty first day of December in the year of our Lord one thousand eight hundred and eighty duly passed and adopted by the Board of Health of the Health Department

of the said City of New York, and by said Health Department and thereafter and prior to the said twenty first day of December in the year of our Lord one thousand eight hundred and eighty duly and regularly published as required by the law in such case made and provided, and which said provisions, code, section and ordinance is in substance and effect as follows:

Resolved, That under the power conferred by law upon the Health Department, the following additional section of the Sanitary Code, for the security of life and health be and the same is hereby adopted and declared to form a portion of the Sanitary Code.

Section thirty. That no calf, pig, or lamb, or the meat thereof shall be brought, held, or offered for sale, as such food, in said City, which, at the date of its death (being a calf) was less than four weeks old, against the form of the Statute in such case made and provided.

Daniel S. Rollins
District Attorney

0187

BOX:

30

FOLDER:

359

DESCRIPTION:

Robinson, Robert

DATE:

01/05/81



359

0188

32-

Counsel, *Spencer*
Filed *5* day of *Jan*, 1884
Pleads *W. G. C. (7)*

THE PEOPLE

vs.

ROBBERY—First Degree.

Robert Robinson

Samuel S. Rollins
~~PAUL K. PHILLIPS~~

District Attorney.

A True Bill.

Thomson Burr

Foreman.

Jan 13. 1884

David H. Hagedorn

0189

FORM 112.

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

Police Court—Third District.

Owen Francis Plunket

of No. 26 Rutgers

Street, being duly sworn, deposes

and says that on the 25th day of December 1880at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the possession of deponent, ^{and person} by force and violence and

against the will of deponent the following property viz: One bill of the denomination and value of twenty

dollars, two bills of the denomination and value of ten dollars each.

One bill of the denomination and value of five dollars, all good and lawful money currency of the United States Government.

He also

of the value of forty five Dollars

the property of the 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 Robert Robbison (not here)

for the reason that deponent entered the premises no 9 Bowery street.

On the morning of the 25th inst. that whilst deponent was standing at the bar in said premises, he was approached by the accused who took and carried away from the vest pocket of the vest worn by deponent the aforementioned property, using force to obtain possession of said money.

Owen Francis Plunket

Sworn to, before me this 27th day of December 1880

day of

December

1880

POLICE JUSTICE

0190

Police Court—Third District.

CITY AND COUNTY
OF NEW YORK,

Robert Robinson being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Robert Robinson

Question.—How old are you?

Answer.—Thirty four

Question.—Where were you born?

Answer.—Switzerland

Question.—Where do you live?

Answer.—B. E. Broadway

Question.—What is your occupation?

Answer.—Bar-tender

Question.—Have you anything to say, and if so, what—relative to the
charge here preferred against you?

Answer.—I know nothing of the larceny. I
have never been near the complainant
I am not guilty

Robert Robinson.

Taken before me, this

7th day of Dec

1880

Police Justice.

0191

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK. } ss.

_____ being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him, states as follows,
viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

Question. Have you anything to say, and if so, what—relative to the
charge here preferred against you?

Answer.

Taken before me, this _____ day of _____ 18____

POLICE JUSTICE.

0192

COUNSEL FOR COMPLAINANT.

Name, _____

Address, _____

COUNSEL FOR DEFENDANT.

Name, _____

Address, _____

1056
POLICE COURT—THIRD DISTRICT.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Clara Tracy Hendrix
26 Rutgers St.

Robert Johnson

BAILED.

No. 1, by _____

Residence _____

No. 2, by _____

Residence _____

No. 3, by _____

Residence _____

No. 4, by _____

Residence _____

No. 5, by _____

Residence _____

No. 6, by _____

Residence _____

Dated _____

1880

Magistrate.

Provy 110th Officer.

Clerk.

Witnesses _____

\$ 1000 to answer

at _____ Sessions

Received at Dist. Att'y's Office,

0193

30 plus

A copy of this testimony was sent to the Police Commissioners
by order of the Recorder. W.A.

The People

vs.

Robert Robinson

Indictment for Robbery in the First Degree.

+ +

Court of General Sessions, Part I
Before Recorder Smythe.
Thursday, January 13, 1881.

Christopher Brady, sworn and examined.
By Mr. Bell Q You are a police officer and arrested
this prisoner? A Yes sir.

Q When did you arrest him?

A On Monday about 12 o'clock on the 27th

Q On whose complaint did you arrest him.
A Mr. Plunkett.

Q When was that complaint received.

A Saturday night at 12 o'clock; on Sunday
night at 12 o'clock - no, it was Saturday
night.

Q Was it Christmas night or the night after
Christmas? A. I actually forget; I have
a memorandum of it in my book.

Q You recollect of making the arrest.

A Yes sir. I did not arrest him that night
until Monday because the man had
knocked off work and went home.

By Counsel Q Did you arrest him one day after
the complaint was made, on the 26th.

A I arrested him on Monday. The

0194

complaint was made Saturday night, I think, to the best of my belief.
By Mr. Bell Q Do you know anything more about the case than that?

A Nothing at all.

By the Court Q Did you see this man at the time he made the complaint.

A Yes sir, he made the complaint to the Captain.
Q What was his condition.

A He was sober when I went out with him.

Q At twelve o'clock?

A Yes sir.

By Mr. Bell Q You went out with him to make the arrest?

A I went from the station house to make the arrest on Saturday night.

Q But the man had knocked off work.

A Yes sir. I forget his name who told me he was there all day and knocked off work. His time was up, I believe; so I was informed. He waited there and I waited for his employer to come. I did not see the man drink at all.

X X X X

Christopher Brady recalled by Counsel.

Q Was you in Mr. Martin's place the Sunday night after this robbery; was you there with this man (the complainant)

A I was sir.

Q Why didn't you tell us about it before.

A I was not asked. If I was asked I would tell.

By Mr. Bell

Q Did you go in with Plumet.

A Yes sir, I went direct with him from the station house.

Q Who was there? A. There was Robinson; there was Martin, and two or three others.

Q The complaint had been made in the station house the night before.

A Yes sir, in the station house.

Q And you were directed to arrest this prisoner.

A I will explain it to you, Mr. Bell, if you will listen to me. Mr. Martin made an explanation there the same time when I arrested Robinson that there was another man —

Counsel I object.

By the Court Q I understood you to state that you went down from the police station with the complainant in

0196

This case to have the man pointed out that he charged with having committed the robbery upon him, is that so.

A Yes sir.

Q And that you went down there and found that the prisoner was not there, that he was off work; that was Saturday night.

A Yes sir.

Q Now then did you go there the Sunday after Christmas.

A Sunday evening in the neighborhood of eight o'clock.

Q Well did you go there with the complainant again.

A Yes sir.

Q You saw Robinson.

A I did, yes sir.

Q Why didn't you arrest him then.

A I will tell you now just the whole of it. Sunday evening I went in with Mr. Plunkett to enquire into the affair. I called Mr. Martin and some fellow that was in there. I do not know exactly who it was. They explained to me that it was a big fellow by the name of Bob that done the robbery and

0197

They got the witnesses to prove that he had robbed this man Plunket; and I thought that I could get him - get this other man on account of this man going a witness against him to prosecute him. By that Plunket and Mr. Martin stood talking I consented to let him (the prisoner) go if Mr. P. M. Martin would be responsible for him. I let him go expecting to get the other fellow; they said that they had a witness that saw him commit the robbery.

Q Did Robinson say that he had a witness who would prove that the tall man robbed Plunket.

A No sir; Mr. Martin.

Q Who was it that said in there that Plunket was robbed by a tall man in that place.

A One of Mr. Martin's employees that makes the lunches and everything else that is there. He went to the Police Court and made an affidavit that he saw this man take the money from his pocket.

By the Court Q I want this officer to explain why it was that a man is charged

0198

with the commission of robbery; he goes right down there to that store on Sunday and the man is pointed out, according to the testimony of one witness, the complainant, in the presence of the officer makes his statement, charging this very prisoner with the commission of the robbery, why this officer did not arrest him. Now tell that jury.

A I went into this store with Mr. Plunket to arrest this man, and when I got in there I was informed through Mr. Martin and a man that works for Mr. Martin that this man had nothing to do whatsoever with the robbery. It is not that I am trying to clear him, or anything else, I am telling the facts. I got talking to this man; he had informed Mr. Martin and Mr. Martin told me. I went to him; he informed me that this big tall Bob, which I know myself to be a thief on the Bowery, accused him of putting his hands into his pocket (the complainant's); and he also told me that he had fought a suit of clothing. Mr. Martin says, "This man won't run away;

I will assist you and try to get big Bob." By that advice I went to work and let him stand there. I went looking for this big Bob. I was out all night and could not come across him. I went down in the morning to the store and told this man that was employed by Mr. Martin. He came to the station house and made an affidavit before Judge Kilbreth that this other man had done the robbery.

Q What precinct are you in.
A The Tenth.

Q Who is the Captain of that Precinct
A Captain Allaire

By Mr Bell Q Who is the employee who made this affidavit.

A He is a man that works for Mr. Martin; he cuts hash and makes lunch in the place. They had him to carry their —

By Counsel Q Are you the man that Saturday afternoon — this man has been telling us about a friend went to 9 Birney with him.

A No sir, I was awakened at about

twelve o'clock that night.

Q Now, sir, on that occasion you have been telling us this story about, did you hear anything said about ten or fifteen dollars.

A I did not, on my oath.

Q You saw this man speaking to Mr. Martin.

A They were speaking. I did not hear no money mentioned. I was told to go and arrest him.

By a juror Q Did you say anything about their being a mistake in the man.

A Mr. Plunket heard what they had told me. "we will let him remain."

Q What did Plunket say to that.

A He was perfectly satisfied. I said, I ~~can~~ could get this man at any moment, I was satisfied he would not run away. It is not in his favor I am speaking.

Q Was he sure that this was the man that robbed him.

A Yes sir.

By the Court Q Now Patrick H. Martin, the owner of this place 9 Bowers, he says Plunket and you came into his place, that you were both together,

that Phunket said that he had been robbed, and that that man there, (pointing to the barkeeper,) was the man, you heard that.

A. Yes sir; that is correct.

Q. Mr. Martin said to him, "You are mistaken; that man was in his bed at the time you said he robbed you," did you hear that? A. No sir.

Q. Then you knew there was a complaint made against this man Robinson in the station house, and he pointed out that man to you as the man who robbed him why wasn't it that you did not make the arrest? A. I was ~~informed~~ informed by these other two parties that this other man had done it.

By Counsel, Q. You told the foreman that Mr. Phunket was satisfied that this man did it? A. Yes sir; he was satisfied, but through the information of the others and my knowing that he was a thief — the Court that will do.

0202

Testimony in the case
of Robert Robinson

6 Jan 1981

0203

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Robert Robinson

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Twenty Fifth* day of *December* in the year of our Lord
one thousand eight hundred and eighty *at the Ward, City and County*
aforesaid, with force and arms, in and upon one *Owen Francis Plunket*
in the peace of the said People, then and there being, feloniously did make an assault
and *one* promissory note for the payment of money, being then and there
due and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of twenty dollars, and of the value of twenty dollars *two*
promissory notes for the payment of money, being then and there due and unsatisfied,
(and of the kind known as United States Treasury Notes), of the denomination of ten
dollars, and of the value of ten dollars each: *one* promissory note for the
payment of money, being then and there due and unsatisfied, (and of the kind known
as United States Treasury Notes), of the denomination of five dollars, and of the value
of five dollars *one* promissory notes for the payment of money, being
then and there due and unsatisfied, (and of the kind known as United States Treasury
Notes) of the denomination of two dollars and of the value of two dollars each:
and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of one dollar, and of the value of one dollar each: coins,
(of the kind known as cents), of the value of one cent each: coins,
(of the kind known as two cents), of the value of two cents each: coins,
(of the kind known as five-cent pieces), of the value of five cents each:
due bills of the United States of America, the same being then and there due
and unsatisfied, (and of the kind known as fractional currency), of the denomination
of fifty cents each and of the marketable value of fifty cents each:
due bills of the United States of America, the same being then and there due and
unsatisfied, (and of the kind known as fractional currency), of the denomination of
twenty-five cents each, and of the marketable value of twenty-five cents each:
due bills of the United States of America, the same being then and there
due and unsatisfied, (and of the kind known as fractional currency), of the denomina-
tion of ten cents each, and of the marketable value of ten cents each:

of the goods, chattels, and personal property of the said

Owen Francis Plunket

from the person of said *Owen Francis Plunket* and against
the will, and by violence to the person of the said *Owen Francis*
Plunket then and there violently and feloniously did rob, 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.

Samuel B. Rollins
BENJ. K. BUELS, District Attorney.

0204

BOX:

30

FOLDER:

359

DESCRIPTION:

Rogers, James

DATE:

01/06/81



359

0205

45

Counsel,
Filed 6 day of Jan 1881
Pleads
Wm. G. Gentry (7)

Larceny, and Receiving Stolen Goods.

THE PEOPLE

vs.

P.
James Rogers

Daniel Collins
DENNIS

District Attorney.

A True Bill.

Francis Owen

Foreman.

James G. Gentry
Daniel Gentry
Rev. Dr. Gentry

0206

Form 112.

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

Police Court—First District.

of No. 103-105 Murray Street, being duly sworn, deposes
and says, that on the 29 day of December 1880

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, Edgar Wright George

16 Knox and Edmund D DeForest during
the following property, viz: Wright Knox & DeForest

Eighty four pounds of plug tobacco

of the value of Thirty three 60/100 Dollars,

the property of Edgar Wright George H Knox
and Edmund D DeForest during
under the firm name of Wright Knox
and DeForest

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

(now present) from the fact
that deponent caught said
Rogers outside of the store
with the tobacco as above
described in his possession

Edgar Wright

Sworn to, before me, this

of December 1880

29

day

Police Justice.

0207

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

James Rogers being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *James Rogers*

Question. How old are you?

Answer. *Thirty-two years*

Question. Where were you born?

Answer. *London*

Question. Where do you live?

Answer. *Stanton Street*

Question. What is your occupation?

Answer. *Cigar maker*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. *I have nothing to say*

James Rogers
mark

Taken before me, this

29
day of *December* 18 *80*

W. H. M. J.
Police Justice.

0208

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edgar W. Hagg
103 + 105 Murray St.

Affidavit—Larceny.

James Rogers
18

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

COUNSEL FOR DEFENDANT.

Name,

Address,

Witnesses:

James W. Schaffmeyer
27 Greenfield Police

1070 to answer

at Sessions

Received at Dist. Atty's office

0209

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

James Rogers

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

*Eighty-four pounds of tobacco of the
value of Thirty-three dollars and
sixty cents.*

*Eighty-four pounds of tobacco of the
value of forty cents each pound.*

of the goods, chattels, and personal property of one

Edgar Wright

there being found, 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. then and

02 10

And the Jurors aforesaid, upon their oath aforesaid, do further present
That the said

James Rogers

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,

*Eighty-four pounds of tobacco of the
value of thirty-three dollars and sixty
cents.*

*Eighty four pounds of tobacco of the
value of forty cents each pound.*

of the goods, chattels, and personal property of the said

Edgar Wright

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

Edgar Wright

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

James Rogers

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

Daniel F. Rollins

DENY KAPPELES, District Attorney.

02 1 1

BOX:

30

FOLDER:

359

DESCRIPTION:

Rose, Burnett

DATE:

01/31/81



359

02 12

1839

Filed 31 day of January 1839.

Pleads *In Gaulty (Felic)*

THE PEOPLE,

vs.

Robert Rose

Indictment for Receiving
Stolen Goods.

Daniel S. Collins
DANIEL S. COLLINS

District Attorney.

A True Bill.

Trinity Owen

Foreman.

John W. [Signature]
George [Signature]
S. H. [Signature]

0213

Police Office. Third District.

City and County } ss.: Hannah Glaeser
of New York, }
No. of 113 Bericini Street, being duly sworn.

deposes and says, that the premises No. 113 Bericini
Street, 4th Ward, in the City and County aforesaid, the said being a Dwelling House a
portion of the fourth floor Dwelling for herself & husband
and which was occupied by deponent as a

here **BURGLARIOUSLY**
entered by means forcible breaking unlatching the door
leading to said rooms by false keys.

on the Morning of the 26 day of January 1886,
and the following property, feloniously taken, stolen and carried away, viz.

Two Over coats of the Value of Sixty five cents.
Two Silk Handkerchiefs of the Value of five cents

the property of Salomon Metzger who is a boarder in
apartment premises said property being in care in charge 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

Berriana Rose (now here) and another person
not arrested and whose name is unknown to deponent
for the reasons following, to-wit: Deponent saw said Rose
and said unknown person in the afore described
premises that when detected they run away,
and for the further reason, that when said
Rose was arrested, he had one of
the afore described coats in his possession
and upon his person.

Hannah Glaeser
(mark)

*Subscribed and sworn to before me this
26th day of January 1886
John Smith Magistrate*

02 14

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Bernard Rose being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Bernard Rose

Question.—How old are you?

Answer.—25 years

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—229 West 17 St

Question.—What is your occupation?

Answer.—Baker

Question.—Have you anything to say, and if so, what—relative to the
charge here preferred against you?

Answer.—I am guilty

Bernard Rose

Taken before me, this
18th day of May
1891
Police Justice.
John J. Smith

02 15

Form 11a.

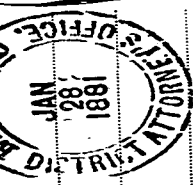
POLICE COURT--THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James H. Green
113 Division St.

Bernard Green



Office, BURGARY.

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Date *January 26* 1881

Smith

Magistrate.

Harris

Officer.

10

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

1500 to answer committed.

Received in Dis. Atty's Office,

02 16

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Burnett Rose

late of the *Seventh* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty six* day of *January* in the
year of our Lord one thousand eight hundred and ~~seventy eight~~ *one* with force and
arms, about the hour of *nine* o'clock in the *day* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of

Hannah Blauvelt

there situate, feloniously and burglariously did break into and enter ~~by means of forcibly~~

he the said

Burnett Rose

then and there intending to commit some crime therein, to wit: the goods, chattels, and
personal property of

Solomon Metzner

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County
aforesaid, the said

Burnett Rose

late of the Ward, City, and County aforesaid,

*Two coats of the value of thirty two dollars
and fifty cents each*

*Two handkerchiefs of the value of two
dollars and fifty cents each*

of the goods, chattels, and personal property of the said

Metzner

Solomon

in the said dwelling house then and there being, 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.

~~and~~ BENJ. K. PHELPS, District Attorney.

02 17

~~CITY AND COUNTY~~
~~OF NEW YORK,~~

of aforesaid
And THE JURORS ~~OF THE PEOPLE OF THE STATE OF NEW YORK.~~
~~in and for the body of the City and County of New York,~~
upon their Oath, *aforesaid do further present*

That

Burnett Rose
late of the ~~First~~ *seventh* Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty sixth* day of *January* in the year of our Lord
one thousand eight hundred and ~~seventy-eight~~ *eighty one* with force and arms, at the
Ward, City and County aforesaid,

*Two coats of the value of thirty two
dollars and fifty cents each*

*Two handkerchiefs of the value of two
dollars and fifty cents each*

of the goods, Chattels and personal property of

Solomon Metzner

by *a certain person or*

~~and certain other~~ persons, to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said *Solomon Metzner*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have
(the said

Burnett Rose

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 pro-
vided, and against the peace of the People of the State of New York, and their dignity.

David S. Rollins

~~BENJ. K. PHELPS~~, District Attorney.

02 18

BOX:

30

FOLDER:

359

DESCRIPTION:

Rummele, Frank

DATE:

01/31/81



359

02 19

The Secretary has
no information as to
the case other than
what is contained in
affidavit of complaint.

FD

Day of Trial Feb 14

Counsel J. H. Bell

Filed 31 day of May 1881

Pleas See entry Feb 10

THE PEOPLE

vs.

Selling Lottery Policies.

B.
Frank Summels.

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

Francis J. Foreman.

(Feb 21/11)

(S) Judge will
20 days less 100 fine

FD

0220

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Frank Rummelle being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Frank Rummelle

Question.—How old are you?

Answer.—29

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—197 Allen St

Question.—What is your occupation?

Answer.—Watu

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—I am not guilty

Frank Rummelle

Taken before me, this

20 day of Jan 1897

Police Justice.

R. W. French

0221

P4/19
-24-11 4445

P4/20
3 9 27/8

0222

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

George E. Oram
of No. 137 Douglass Street Brooklyn Street,
being duly sworn deposes and says, that on the 19 day of
January 1881 at No. 206 Allen
Street, in the City and County of New York,

Frank Rummelle
did unlawfully and feloniously sell and vend to
deponent for the sum of Five cents
a certain paper and document, the same being what is commonly known as,
and is called a Lottery Policy, and which said Lottery Policy, writing, paper,
and document is as follows, that is to say:

Bk of 19
4-11-44 75
and did at the same place on the 20 day of
January 1881 sell and vend another lottery policy viz
Bk of 20
3-9-27 75 to deponent for five cents
Wherefore deponent prays that the said Rummelle
may be dealt with according to law.

Sworn to before me, this 20

day of January 1881

} George E. Oram

B. J. J. J.

Police Justice.

0223

Slamm for dph

Police Court-- 3 District.

SELLING LOTTERY POLICIES.

THE PEOPLE, &c.
ON THE COMPLAINT OF

George E Oram
137 Douglas & Broadway
JAN 25 1891
DISTRICT ATTORNEY'S OFFICE
JAMES REMONDE

Dated January 20 1891

B. D. B. B. B. Police Justice.

Remon Officer.

1st Joseph D. B.

Witness:

The officer will be responsible for timely appearance

\$1000 to answer.

Bailed by Jm. S. S. S.
Residence 25 S. S. S.
Street.

0224

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Frank Reemmel

late of the *Seventeenth* Ward in the City and County aforesaid,
on the *nineteenth* day of *January* in the year of our Lord
one thousand eight hundred and eighty-*one* at the Ward, City and County
aforesaid, with force and arms did unlawfully and knowingly vend, sell, barter,
furnish, and supply to one

George E. Brown

and did procure and cause to be procured for the said

George E. Brown

a certain paper, instrument, and writing, commonly called a lottery policy, which said
paper, instrument, and writing, commonly called a lottery policy, is as follows, that is
to say:

B & J 19
- 4 - 11 44 75

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.

~~(a more particular description of which said instrument and writing so commonly
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)~~

0225

~~CITY AND COUNTY~~
~~OF NEW YORK~~

And

aforesaid
THE JURORS ~~OF THE PEOPLE OF THE STATE OF NEW YORK~~
~~sworn for the body of the City and County of New York,~~
upon their Oath, *aforesaid do farther present*

That

Frank Rummel

to wit: iate of the *Seventeenth* Ward, in the City and County aforesaid, *afterwards*
on the *twentieth* day of *January* in the year of our
Lord one thousand eight hundred and eighty *one* at the Ward, City and
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,
furnish and supply, to one

George E. Braun

and did procure and cause to be procured for the said

George E. Braun

a certain paper, instrument, and writing, commonly called a lottery policy, which said
paper, instrument, and writing, commonly called a lottery policy, is as follows, that is
to say:

B & J 20
3 9 27 / 5

(a more particular description of which said instrument and writing so commonly
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0226

~~SECOND COUNT~~

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said *Frank Rummelle*
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, and on divers other days and times between that day, and the day of the taking of
this inquisition, was and yet is a common gambler: and that he the said

Frank Rummelle
on the day and in the year aforesaid, and on said other days and times between that day and
the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force
and arms, at and in a certain room in a certain building, known as number

Two hundred and six Allen Street

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell,
barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid
unknown and cannot now be given), and did procure, and caused to be procured, for the said
divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and
writings, commonly known as and called lottery policies (a more particular description of which
is to the jurors aforesaid unknown and cannot now be given).

~~THIRD COUNT~~

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said *Frank Rummelle*
late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on
divers other days, was and yet is a common gambler:

And that he the said *Frank Rummelle*
afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid,
with force and arms, at and in a certain room in a certain building, known as number

Two hundred and six Allen Street

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell,
barter, furnish and supply to one

George E. Brown
and did procure and cause to be procured for the said

George E. Brown
a certain instrument and writing, commonly known as and called a lottery policy, which said
instrument and writing commonly called a lottery policy, is as follows, that is to say:

B Ex. J. 20
3 9 27 15

(a more particular description of which said instrument and writing so commonly called a
lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

0227

~~FOURTH COUNT~~

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said

Frank Rummele

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number

Two hundred and six Allen Street

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

~~FIFTH COUNT~~

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said

Frank Rummele

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number

Two hundred and six Allen Street

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit: for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies, (a more particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,
District Attorney.

0228

BOX:

30

FOLDER:

359

DESCRIPTION:

Ryan, Edward

DATE:

01/24/81



359

0229

Counsel
Filed 4 day of Aug 1887
Pleads *Not Guilty (20)*

THE PEOPLE
Edward Ryan
BURGLARY—First Degree, and
Grand Larceny

David B. Collins
RENI K. PHILIPS

District Attorney.
Part No: February 10, 1887
charged, convicted of an
attempt Burg 3.
A True Bill.

Wm. J. P. Quegan
Foreman.

Verdict of Guilty should specify of which count.

Thurs day

0230

Police Office. Third District.

City and County } ss.:
of New York, }No. of 114 Cherry Isidore Cohen Street, being duly sworn,deposes and says, that the premises No. 114 CherryStreet, 4th Ward in the City and County aforesaid, the said being a Dwelling House the first floor and which was occupied by deponent as a Clothing Storewere **BURGLARIOUSLY**entered by means forcible breaking the Iron Screen and
then the glass in the Window of said Store -on the Night of the 18th day of January 1888,
and the following property, feloniously taken, stolen and carried away, viz. about
fifty suits of Gentlemen's Clothing
of the value of about four hundred dollarsthe property of deponent and Isidore Cohen his partnerand 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 byEdward Ryan (now here) and
another person not arrested and whose name is unknown to deponentfor the reasons following, to-wit: That deponent is informed
by officer Patrick Kennedy of the 7th Precinct
Police that he saw heard the breaking of the
aforedescribed Window and that he saw said
Ryan, and said unknown person run away
from said premisesIsidore CohenKnown to before me this
19th day of January 1888A. J. Smith
Police Justice

0231

City & County }
of New York } 55

Patrick Kennedy of the 7th
Precinct Police being duly sworn deposes and
says that at the night of 18th day of
January 1881 he heard the breaking of a
glass in a window that when deponent
came up to premises No 114 Cherry Street
he saw Edward Ryan (nowhere) and another
person run away from said premises

~~Sworn to before me this }
19th day of January 1881 }~~

~~Police Justice~~

Deponent ~~being~~ further ^{also} says
that said window was broken
about 3 o'clock this morning
and when deponent heard
it broke he was about
100 feet from said premises
& no person was near
said premises at this time
except Ryan and the
unknown person. Ryan
ran into 137 Cherry St through
the hall way, jumped over the
fence in the yard of said
premises & I caught him
going into the water.

Sworn to before me this }
19th day of January 1881 }

Patrick Kennedy
Police Justice

0232

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Edward Ryan being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Edward Ryan

Question.—How old are you?

Answer.—22 years

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—241 Water St.

Question.—What is your occupation?

Answer.—Scamp as a tur

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—I don't know nothing about it

Edward Ryan
James

Taken before me, this

19

day of January

1891

Police Court

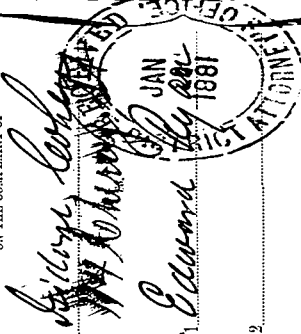
0233

Form 115.

POLICE COURT--THIRD DISTRICT

THE PEOPLE, & c.,

ON THE COMPLAINT OF



Offence, BURGLARY.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

1881

by

Magistrate.

by

Officer.

Clerk,

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$ 2000

to answer committed.

Received in Dist. Atty's Office,

0234

Form 115.

POLICE COURT -- THIRD DISTRICT

THE PEOPLE, & C.,

ON THE COMPLAINT OF

William, Le...

Edward...

JAN 19 1881

Office, DEPT. OF CLERK.

Dated January 19 1881

Wm. Le... Magistrate.

Wm. Le... Officer.

Clerk.

Witnesses, *John...*

No. *Officer* Street.

No. *Donnelly* Street.

No. *747 1/2* Street.

No. *2000* to answer committed.

Received in Dist. Atty's Office,

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

0235

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Edward Ryan

late of the *fourth* Ward of the City of New York, in the County of
New York, aforesaid,

on the *eighteenth* day of *January* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms,
about the hour of *twelve* o'clock in the *night* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of

Isidore Cohen

there situate, feloniously and burglariously did break into and enter, by means of *forcibly*
breaking open an outer window of said dwelling house
whilst there was then and there some human being to wit, one

Isidore Cohen

within the said dwelling house he, the said

Edward Ryan

then and there intending to commit some crime therein, to wit: the goods, chattels and
personal property of *Isidore Cohen*

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.

~~And the jurors aforesaid, upon their oath aforesaid, do further present: That~~
~~afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County~~
~~aforesaid, about the hour of~~ o'clock in the ~~time of said day~~
~~the said~~

~~late of the Ward, City and County aforesaid,~~

~~of the goods, chattels, and personal property of~~

~~in the said dwelling house of one~~

~~, then and there being found~~

~~in 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.~~

Daniel S. Rollins

~~BENJ. K. PHELPS~~, District Attorney.

0236

BOX:

30

FOLDER:

359

DESCRIPTION:

Ryan, James

DATE:

01/11/81



359

0237

BOX:

30

FOLDER:

359

DESCRIPTION:

Letterman, Isaac

DATE:

01/11/81



359

0238

Page 177-

Filed 11 day of Aug 1891
Pleas, H. H. H. H. H.

ROBBERY, - First Degree.

THE PEOPLE

vs.

I.
James Ryan, I.
David L. Sherman.

David L. Sherman
BEAUCAIR, CA.

District Attorney.

A True Bill.

Thurman D. D.

Foreman.
Aug 17. 1891
(J. H. H.)

(J. H. H.)

0239

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK } ss.

Isaac Lederman being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him *in*, states as follows, viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

I am not guilty
Isaac John Lederman

Taken before me, this

13

day of

January

188

at

the

City

of

New

York.

Notary

Public

for

0240

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

Police Court--First District.

of No. *Hudson of Detention* Street, being duly sworn, deposesand says, that on the *12th* day of *12* 18*87*at the *Fifth* 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:

*Good and Lawful Money in
Paper and Silver to wit one
bill of the denomination of ten
dollars and Silver Coins to the
Amount of five dollars all United
States issue and collectively*of the value of *fifteen* Dollars,the property of *deponent*

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

*James Ryan and Isaac Sederman
both now present and another not
arrested. That about the hour
of four O'clock A.M. on said night
deponent went into the *Crystal Saloon*
No 11 Elizabeth Street for refreshments
That after partaking of the same the
prisoner *Ryan* and the person who helped
as deponent was about leaving the *Saloon*
took hold of *deponent's* arms and held
him firmly. That while deponent
was so held the prisoner *Sederman**

0241

presented a pistol at Deponeur's
head and demanded his Money
That Deponeur being in bodily
fear and danger of his life
then took from his pocket the
aforesaid Money and put it on
a table and immediately after
seeing Lederman take the bill and
Ryan and said other person take
the Silver Deponeur left the
Saloon shouted for assistance
and caused the arrest of the
prisoners said other persons having
escaped

his
Juan X Fernandez
marq

Sworn to before me this
13th day of January 1881
B. J. [Signature]
Police Justice

0242

Police Court--First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

James Ryan being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

Question. Have you anything to say, and if so, what—relative to the charge

here preferred against you?

Answer.

Taken before me, this 13th day of January 1899
J. J. McLaughlin
Police Justice.

0243

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

177
Police Court--First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT--ROBBERY.

Juan Hernandez
House of Detention
James Ryan
Joao Lehemman



John J. Moran 13

Judge.

Officer.

Clerk.

Crowley 14

Witness: Complainant
and to testify committed
House of Detention

W. J. Smith
at Chicago, Illinois
Received at Dist. Atty's office

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0244

CITY AND COUNTY }
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

James Ryan & Isaac Ketterman each

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twelfth* day of *January* in the year of our Lord
~~one thousand eight hundred and seventy-eight~~ *one*, at the Ward, City, and County
aforesaid, with force and arms, in the night time of said day, in and upon one
Juan Hernandez
in the peace of the said People then and there being, feloniously did make an assault and

One Promissory Note for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as *a* United States Treasury Note of the
denomination of *Ten* dollar and of the value of *Ten* dollar.

One Promissory Note for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as *a* Bank Note of the denomination of
Ten dollars and of the value of *Ten* dollar.

*Others coins of a number. Kind and denom-
ination to the jurors aforesaid unknown and
a more accurate description of which cannot
now be given of the value of five dollars*

of the goods, chattels and personal property of the said

Juan Hernandez
from the person of said *Juan Hernandez* and against
the will and by violence to the person of the said *Juan Hernandez*
then and there violently and feloniously did rob, 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.

Daniel E. Rollins

DANIEL E. ROLLINS, District Attorney.