

0171

BOX:

339

FOLDER:

3202

DESCRIPTION:

Page, Charles

DATE:

01/28/89



3202

0172

291 J. H. Snow

Counsel,
Filed *28* day of *Jan* 1889
Pleads, *Guilty*

THE PEOPLE
vs.
R
Charles Page

Forgery in the Second Degree.
[Sections 511 and 521, Penal Code.]
(Endorsement, etc.)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Henry B. Woodley

Jan 30/89. Foreman.

Wm. H. ...
54 ...
Feb 8/89

Witnesses;

Geo. Chapman

0173

DEPOSITED IN
GERMANIA BANK,

By *[Signature]*
New York, *Feb. 20* 1888.

	DOLLARS.	CENTS.
Bills,	230	
Specie,		
Checks,	885	12
"	253	10
"	36	72
"	1404.94	
"		
"		
<i>Copy of original deposit slip</i>		

DEPOSITED IN
GERMANIA BANK,

By *Thos Schmalko*
New York, *July 20* 1888.

	DOLLARS.	CENTS.
Bills,	110	-
Specie,		
Checks,	885	12
"	253	10
"	83	
"	77	72
"	1404.94	
"		
"		
"		

0174

17 Union Square

No. _____ New York Feb 20th 1888

Bank of the Metropolis

Pay to Fred Schmalholz or order

one hundred & twenty ⁰⁰/₁₀₀ Dollars

\$120 ⁰⁰/₁₀₀

David Holland

STEWART, WARREN & Co. 29 HOWARD ST. N. Y.

0175

Theo Schultholz
FF
cut in error
Erwin
Teller

0176

City and County of New York ss.

Theodore Schmaltz being duly sworn doth depose and say: I am engaged in the wholesale & retail meat and Poultry business, and carry on said business at No. 73 Third Avenue in the City of New York; That the check hereto annexed Dated New York February 20. 1888 upon the Bank of the Metropolis purporting to be made payable to my order for the sum of One Hundred and twenty (\$120.⁰⁰) dollars was never endorsed by me, and said endorsement of my signature thereon is a forgery, and that he did not at any time authorize any person to sign or endorse said check for him, and that he never received the consideration or amount of said check, or any part thereof.

Sworn to before me this

13th day of December 1888 Theodore Schmaltz

Wm. Kibler
Notary Public 45
City & County of New York
on 9th day

0177

State of New York,
County of New York, ss

August Dalke
of West 26th St. of the City of
New York. being duly sworn de-
poses and says that he is ac-
quainted with Charles Page, for
the past five years and during
said time, he has always known
him to be a man of good Char-
acter and a man that has always
held up as an industrious
and sober man

Deponent further says
that he has always known
the said Chas Page to be
a hard working young man
always attending to his duties
faithfully and honestly

Done to before me
this 19th day of Feb'y 1889.

Samuel J. Warren
Commissioner of Deeds
NY County

August Dalke.

250.7 Ave.

0178

FURMAN & PAGE,

GENERAL

PRODUCE COMMISSION MERCHANTS,

99 PARK PLACE,

New York, Feb 4 1889

I have known Mr
Charles Page in his business
transactions always found
him honest and upright
would trust him myself
or recommend him on
application

I would respectfully
ask the Courts to deal
leniently with him

Yours Respectfully
Wm. P. Furman

0179

New York Feb. 6th 1889

To whom it may concern.

This is to certify that I have been engaged in the restaurant business at no. 1281 Broadway New York City, and have had a personal, acquaintance and business relations with Charles Page that for the several years of our business and personal relations, I have found him to be a man of integrity and veracity, and would have placed as much trust and confidence in him as in any business man of my acquaintance. I have entrusted to the care of Charles Page over five hundred dollars in diamonds without any receipt therefore, and at other times have given him large sums of money, and he has never been dishonest in any transaction with me.

This being duly sworn by me John A. Thrope

Sworn to before me this
7th day of Feb'y 1889.

1281 Broadway

Samuel Warren
Commissioner of Deeds
City

0180

State of New York
County of New York

A. P. McClelland

224-7 Ave of the city and county of New York. being duly sworn deposes and says that he is acquainted with Charles Page for the past six years, and that during said time he has always known him to be a man of good and upright character and deponent further says that he has always heard the said Page's neighbors speak well of him, and deponent has always known him to be a young man of good disposition and also hardworking.

A. P. McClelland

Sworn to before me
This 7th day of Feb. 1889.

224-7 Ave

Daniel J. Warren
Commissioner of Deeds
New York County

0181

State of New York
County of New York / SS

John Clark of 209
West 23rd St of the City and
County of New York, being duly
sworn, deposes and says that
he is acquainted with Charles Page
for the past four years and
that during said time he
has always known him to be
a man of a good and upright
character, and deponent further says
that he has always heard the
said Page's neighbours speak
well of him, and deponent has
always known him to be a young
man of good disposition and
also hard working

Sworn to before me
this 7th day of Feby 1889

Samuel J. Warren
Commissioner of Deeds
NY County

0182

.VI.

STATE OF NEW YORK,
Executive Chamber,
ALBANY.

November 19, 1889.

Sir:

Application for Executive clemency having been made on behalf of Charles Page,----- who was convicted of Forgery----
----- in the county of New York,-----and sentenced February 8, 1889 to imprisonment in the Sing Sing Prison----- for the term of five years and one month,----- I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction?

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

very respectfully yours,

J. S. Williams.

Private Secretary.

Hon. Frederick Smyth,
New York City.

0183

New York Jan'y 31st 1879
To the Hon. Frederick Smyth
Recorder

Dear Sir

I write this
asking for your clemency
for the young man Charles
Page, who is to be sentenced
to-morrow. I have known
him for the last three
years, as Salesman and
Collector and in all
his transactions with me
I have found him honest
and trustworthy.

Yours Respectfully
David Long
Restaurant
423. 6th Ave

0184

Fire Department

Quarters Engine Co. No. 1

New York, Feb 2^d 1859

Dear Sir,

Very Dear Mr. Charles,
Pardon please I have know you a
number of years, and with my
drawings with you. I have always
found him to be a most most
industrious man.

E. F. de la
Fayette

0185

N. Y. Jan 31st '89

I have known
Mr. Chas. Page of
228 7th ave
several years. In
my dealings with
him, he has been
upright and honest

Truly yours
D. M. Priest,
23 St & 7th Ave

0186

June 30, 1859
Recorder Smyth
Honored Sir

Knowing that
Charles Page will come before
you Friday for sentence.
I ask you in behalf of his
family (Wife & child) and also
for his youth and previous ex-
cellent character for clemency.
I have known said Page for
six years and have always found
him upright and honest.

Hoping for your indulgence
Yours Respectfully
Geo. Nelson. 228. 7. ave

0187

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 36 years, occupation Vice President of No. 60 East 81st Street, being duly sworn deposes and

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

Sworn to before me, this 19th day of May 1887

Samuel Herzynsky
Police Justice.

0188

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

POLICE COURT, 2 DISTRICT.

Heinrich Schmuckholz

of No *73 Third Avenue*, being duly sworn, deposes and says,

that on ~~the~~ *about the 18th* day of *April* 188*8*

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

That *Charles Page*, now here, did feloniously write and forge the name of deponent to and upon the back of the annexed check on the Bank of the Metropolis for the sum of one hundred and forty-six ⁵⁰/₁₀₀ dollars, with ill intent to cheat and defraud.

That said *Page* was then a collector in the employment of deponent, and received said check from the drawer thereof, *David Holland*, who was indebted to deponent in said sum for meat furnished him by deponent.

That said *Page* took said check to the *Levox Hill Bank*, on or about said day, and after forging the signature of this deponent to said check as enclosed did deposit the same to his own credit, as deponent is now here informed

0189

by Samuel H. Leszynsky,
Vice President of said Lenox
Hair Bank.

That the signature
"Theo. Schmaltz" written
on the back of said check
is a forgery and was written
therein without the knowledge
or consent of deponent.

Sworn to before me this 19th day of January 1889
Theo. Schmaltz

J. M. Gluterson

Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated _____ 188

Magistrate.

Officer.

Witness,

Disposition

0190

17 Union Square

No _____

New York April 18th 1888

Bank of the Metropolis

Pay to J. Schmalholz

or order

one hundred & forty six ⁵⁰/₁₀₀

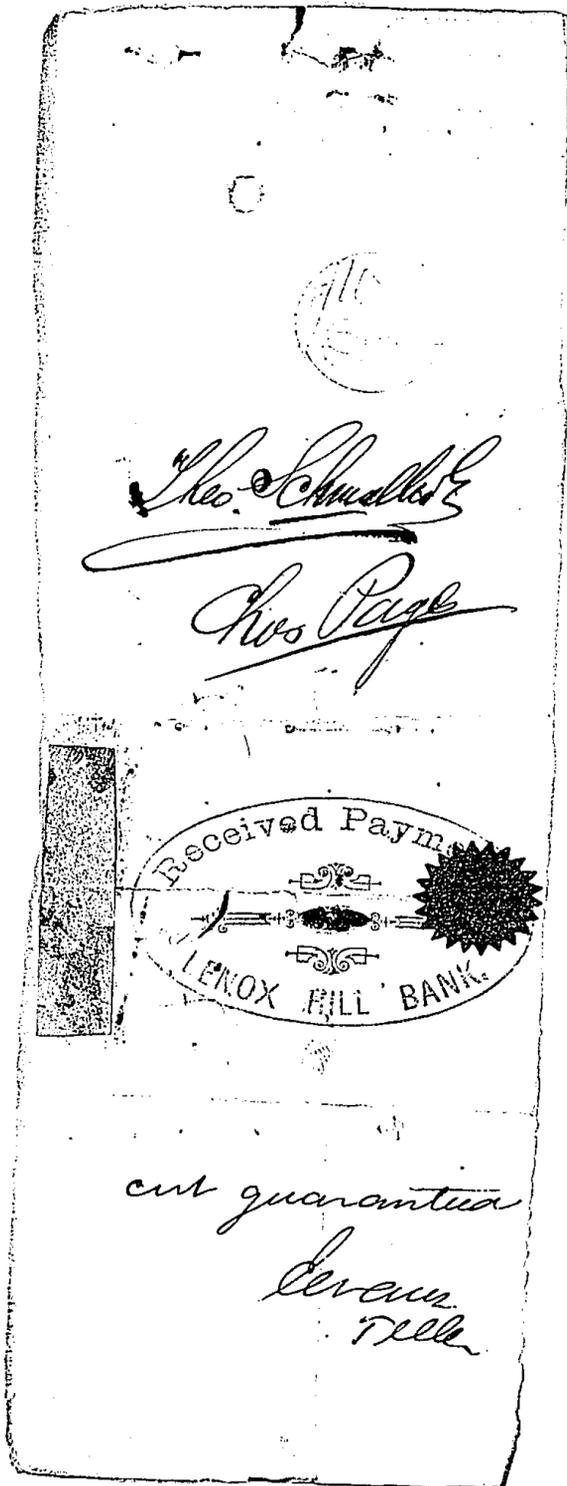
Dollars

\$146 ⁵⁰/₁₀₀

David Holland

STEWART, WARREN & CO. 23 HOWARD ST. N.Y.

0191



0192

City and County of New York, Is.

Theodore Schmalholz.

being duly sworn doth depose and say:
I am engaged in the Wholesale and retail
Meat and Poultry business, and carry on
said business at No 73 Third Avenue in
the City of New York - that the check hereto
annexed Dated New York April 18. 1888
upon the Bank of the Metropolis, purporting
to be made payable to my order for the
sum of One Hundred and forty six \$ 146.⁰⁰
dollars was never endorsed by me,
and that said endorsement of my name
thereon is a forgery. And that he did
not at any time authorize any person
to sign or endorse said check for
him, and that he never received
the consideration or amount of
said check or any part thereof.

Sworn to before me this

13th day of December 1888 } Theodore Schmalholz

Wm H. Riblet
Notary Public 45
City & County of New York
3rd Floor

0193

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Charles Page

Question. How old are you?

Answer.

30 years of age

Question. Where were you born?

Answer.

England

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

Answer.

228 - 7th Avenue, 3 years.

Question. What is your business or profession?

Answer.

Salesman

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

Answer.

I have nothing to say.
I want all expiation
here.

Charles Page

Taken before me this

19

day of

May

1889

W. H. Watson

Police Justice.

0194

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

Dejean

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

(30)

thirty 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 *Jan 19* 188 *J. M. Bennett* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0195

291 102
Police Court--- 2 --- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thos. Schmaltz
73 W. 3rd
Charles Payer

J. J. J. J.
Offence

2
3
4

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

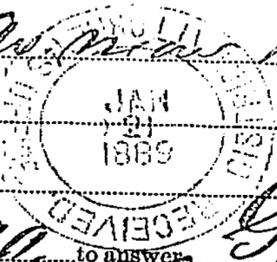
Dated *Jan 19* 188 *9*
Patterson Magistrate.

Mulvey & Mulvey Officer.
C. C. Precinct.

Witness *Samuel H. Leszynski*
No. *60 West 81st* Street.

David Holland
No. *4th Avenue 1st* Street.

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



G. S. Leonard

0196

State of New York
County of New York. J.S.

Richard Graham
of 230 7th Ave being duly sworn
deposes and says that he is
acquainted with Charles Page
for the past three or four years
and that during said time de-
ponent has always heard his
neighbors speak well of him both
as to his honesty and integrity
Deponent further says that
he never heard of the said Char's
page committing a wrong act in
his life, and deponent further
further believes the said page
to be a hard working and
reliable young man.

Sworn to before me this Richard Graham
230-7 Ave
9th day of February 1889

Samuel J. Warren
Commissioner of Deeds
NY County

0197

State of New York.
County of New York. *D*

Mr Kaufman being duly sworn deposes and says that he has been acquainted with Charles Page for the past two years and during said time deponent has always known him to be a man of good character and always attending to his duties faithfully.

Deponent further says that during the time he has known the said Page he has never known him to do any thing wrong, but has always heard his Neighbors speak well of him.

Sworn to before me
this 6th day of Feb'y 1869.

Samuel J. Warren, Ernest Kaufman.
Commissioners of Deeds 246 - 7 Ave
W. County

0198

State of New York
County of New York ss.

Louis Hledoff of 234
7th ave of the City of New York,
being duly sworn, deposes and
says that he has been acquainted
with Charles Page for the past
three years, and during said
time, deponent has always known
the said Page to be a man of
good character and furthermore
deponent has never heard any
thing wrong said of the said Page
deponent further says
that he has always known him
to be a man of a good and faithful
disposition and has always known
him to be a ~~man~~ hard working
man

Sworn to before me
this 6th day of Feb'y 1884.

Samuel Hledoff

Samuel J. Warren
Commissioner of Deeds

234. 7th Av
Restaurant

My County

0199

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

November 19, 1889:

Sir:

Application for Executive clemency having been made on behalf
of Charles Page,----- who was convicted of Forgery,----
----- in the county of New York,-----and sentenced February 8, 1889
to imprisonment in the Sing Sing Prison----- for the term of
five years and one month,----- I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the Code
of Criminal Procedure, as amended in 1884, you will forward to him a
concise statement of the facts and circumstances developed upon the
trial, or upon the preliminary examination, or before the coroner's
jury if no trial was had, together with your opinion of the merits of the
application. Will you also inform the Governor of any other matters
having a bearing upon this case which have come to your knowledge
since conviction?

It is particularly requested that each letter of inquiry from
the Executive Chamber should be separately answered.

I am,

very respectfully yours,

J. S. Williams.

Private Secretary.

Hon. John R. Fellows,
District Attorney,
New York City.

0200

Answered

July 19th 1890

J. R. A.

Alb. July 20/90

(FK)

0201

DEPOSITED IN
GERMANIA BANK,

By *Theo Schmalholz*
New York, *Feb. 6th* 1888.

	DOLLARS.	CENTS.
Bills,	145	00
Specie,	—	17
Checks, <i>83</i>	54	83
“ <i>61</i>	51	84
“ <i>21</i>	1	40
“ <i>21</i>	8	37
“ <i>63</i>	7	32
“	268	93
“		
“		

DEPOSITED IN
GERMANIA BANK,

By

New York, *Feb. 6th* 1888.

	DOLLARS.	CENTS.
Bills	200	
Specie,		
Checks,	51	84
“	1	40
“	8	37
“	7	32
“	268	93
“		
“		

*Copy of original
deposit slip,*

0202

17 Union Square

No

New York Jan 31st 1882

Bank of the Metropolis

Pay to Thea. Schmalholz

or order

fifty four ⁸³/₁₀₀
\$54 ⁸³/₁₀₀

Dollar

David Holland

STEWART, WARREN & CO. 29 HOWARD ST. N.Y.

0203

Geo Schuchholz
77
Cut guaranteed
Cream
Teller

0204

City and County of New York SS.

Theodore Schmaltz
being duly sworn doth depose and say:
I am engaged in the wholesale and retail
meat and Poultry business, and carry on said
Business at No. 73 Third Avenue in the City
of New York - That the check hereto annexed
Dated New York January 31st 1888 upon the
Bank of the Metropolis purporting to be
made payable to my order for the sum
of Fifty four & $\frac{83}{100}$ (\$54. $\frac{83}{100}$) dollars
was never endorsed by me, and that
said endorsement of my name therein is a
forgery, and that he did not at any
time authorize any person to sign, or
endorse said check for him, and that he
never received the consideration or
amount of said check or any part thereof.

Sworn to before me this

13th day of December 1888.

Theo. Schmaltz

D. M. Riblet

Notary Public 45
City & County of New York
3 Cortlandt St.

0205

1281 Broadway
New York July 31 1884

Miss's to certify that I
have known Charles Day
for the last two years and
have found him honest
and trustworthy in all
my dealings with him

John B. Thorpe

0206

Charles A. Troup
President.

Edward J. Cornell
Cashier.

Lenox Hill Bank

S. W. Corner 72nd St & Third Ave.

New York Jan 31st 1889 -

Hon Frederick Smyth.
Recorder.

Sir. I beseech your clemency for
Chas Page, who is to be sentenced
for Forgery before your town,
on account of his wife and young
child, he is also extremely young
and this is his first offence and
your clemency will be appreciated
by.

Yours truly
Chas. A. Troup
Presdt

0207

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Rhodes Case

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

Rhodes Case

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

The said Rhodes Case,

late of the City of New York, in the County of New York aforesaid, on the 14th day of April, in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, having in his custody a certain instrument and writing, to wit: an order for the payment of money of the bank called Bank of America, which said Bank of America is as follows, that is to say:

No. New York April 13th 1888
Bank of the Merchants
Pay to T. Schmaltz or order
one hundred & forty six 50/100 Dollars
\$146 50/100 David Holland

the said Rhodes Case

afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in forging on the part of the said Bank of America a certain instrument and writing commonly called an endorsement which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

"Thos. Schmaltz"

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

0208

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Rhodes Page
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Rhodes Page,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the City and County aforesaid having in his possession a certain instrument
and writing, to wit: an order for the
payment of money of the kind
called Trade Cheques,

which said Trade Cheque is as follows, that is to say:

No. — New York April 18th 1888
Trade of the Merchants
Pay to T. Schmuller or order
one hundred & forty six $\frac{50}{100}$ Dollars
\$ 146 $\frac{50}{100}$ David Holland

on the Trade of which said Trade Cheque there was then and
there written a certain forged instrument and writing commonly called an endorsement
of the said last-mentioned Trade Cheque which said forged
instrument and writing, commonly called an endorsement is as follows,
that is to say:

"T. Schmuller"

with force and arms, the said forged endorsement then and there feloniously did
utter, dispose of and put off as true, with intent to defraud, the the said
Rhodes Page then and there well knowing the premises,
and that the said endorsement was forged, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

JOHN R. FELLOWS,

District Attorney.

0209

BOX:

339

FOLDER:

3202

DESCRIPTION:

Palmer, Joseph

DATE:

01/10/89



3202

0210

Witnesses:

Mr. Casey

Hof

Counsel,

Filed

day of *Dec*

188

Pleads,

THE PEOPLE

*W. Under 28.
83 P*

Joseph Palmer

Grand Larceny Second Degree.
[Sections 528, 53 / -, Penal Code].

JOHN R. FELLOWS,

District Attorney.

*Pr. Aug 11/84
Pr. to the 0210*

A True Bill.

*Ben H. Mees
R. H.
Geo T. Woolley*

Foremen.

0211

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 *nineteenth* day of *December* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, with force and arms,

two hundred and forty cans condensed milk of the value of eleven cents each can

*1740
x 40*

of the goods, chattels and personal property of one

Henry Eggers

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.

*John R. Fellows,
District Attorney.*

0212

BOX:

339

FOLDER:

3202

DESCRIPTION:

Peet, Annie

DATE:

01/10/89



3202

0213

Witnesses:

Charles Hertz
of B. Wolf (Co)

[Handwritten marks]

10574

Counsel,

Filed

Pleads,

day of *Nov* 188*9*

THE PEOPLE

vs.

14
34 1/2

Annie Peet

[Signature]
Grand Larceny degree.
[Sections 528, 530, Pennl Code]

JOHN R. FELLOWS,

District Attorney.

Pr. Day 11/1889
V. ad. P. L. 15.

A TRUE BILL. Sentence suspended

[Signature] R.S.M.

Foreman.

0214

Police Court

2

District.

Affidavit—Larceny.

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

Abe H. Hertz

of No. 177 W. 73rd Street, aged 37 years,
occupation Merchant being duly sworn

deposes and says, that on the 21st day of December 1888 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 night time, the following property viz:

one bag containing a pair of Diamond Ear knobs of the value of twenty five dollars. and one leather pocket book of the value of one dollar. Containing gold and lawful money of the United States to the amount of seventy five dollars. together of the value of one hundred and one dollars.

(\$101.00)

the property of Deponent

Sworn to before me this 1888 day

Police Justice

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 Annie Peet. (Now here)

from the fact that the said defendant was in deponent's employ until Wednesday the 19th of December 1888 when she was discharged. and on Friday December 21st at about the hour of 7 O'Clock P.M. she came to deponent's home for the purpose of removing her effects. and on the following day the above described property was missing. deponent informed the police of said larceny.

Deponent is informed by Police Officer Benjamin Wolf of the Central Office that the said defendant admitted and confessed to him that she did take said property and

0215

returned the property to him the said
officer.

Wherefore defendant charges the said
defendant with feloniously taking, stealing
and carrying away said property and
prays she may be dealt with as
the law directs

Sworn to before me *[Signature]*
this 25th day of Dec 1888

[Signature]
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 within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District

THE PEOPLE, &c.,
on the complaint of

vs.

1
2
3
4

Offence—LARCENY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.

0216

CITY AND COUNTY }
OF NEW YORK, } ss.

Benjamin Woy

aged _____ years, occupation *Police Officer* of No.

200 Mulberry

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Abraham Hertz

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

Sworn to before me, this

23^d

day of *Dec* 188*8*

Benjamin Woy

J. M. [Signature]

Police Justice.

0217

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Annie Peet

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. *Annie Peet.*

Question. How old are you?

Answer. *19 years old*

Question. Where were you born?

Answer. *Scotland*

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

Answer. *405 W. 42d St. CMO*

Question. What is your business or profession?

Answer. *Domestic*

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,
Miss Annie Peet*

Taken before me this

day of

1888

William [Signature]

Police Justice.

0218

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

Alfred Smith
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 *Dec 23* 188 *J. J. [Signature]* Police Justice.

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

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

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

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

0219

Police Court--- 2 1968 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Abe H. Heets
177 W. 73rd
Amie Peet

Larney
Helmy
Offence

2
3
4

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

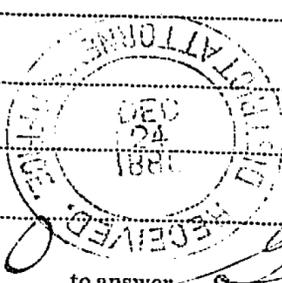
Dated *Dec 23* 188
Land Magistrate.
Heidelberg + Wref Officer.
C. C. Precinct.

Witnesses *Benjamin Wref*
No. *200 Mulberry* Street.

No. _____ Street.

No. _____ Street.

\$ *500* to answer



Land

0220

331 W. 38 St

Hon Judge Martine

Dear Sir.

Having heard of
the misfortune that has
befallen Annie Peet. who was
in my employ. for three years
and a half. and I always
found her honest truthful
and trust worthy. I have
a great sympathy for her
and Parents. who are honest
industrious people. and set
a good example to their chi-
ldren. and who are greatly
grieved over their child's situation
I do heartily appeal to you

0221

for your sympathy for all
concerned in the case. as Anne
is very delicate in health & young
in years. to have her future career
in life, blighted. I do hope that
you who has it in your power
will release her. as her confinement
no doubt. been ^{very} punishment
enough. trusting that you will
dismiss the case I remain very
Respectfully yours
Mrs A Backer
Jan 14th 1889

0222

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

THE PEOPLE OF THE STATE OF NEW YORK, against

Annie East

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Annie East of the CRIME OF GRAND LARCENY IN THE FIRST DEGREE, committed as follows:

The said Annie East,

late of the City of New York, in the County of New York aforesaid, on the 21st day of December, in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, with force and arms, in the night time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of seventy five

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

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

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

two dollars, one dollar, and one pair of ear-rings of the value of twenty five dollars.

of the goods, chattels and personal property of one Mrs. H. H. H. in the dwelling house of the said Mrs. H. H. H. 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.

JOHN R. FELLOWS, District Attorney.

0223

BOX:

339

FOLDER:

3202

DESCRIPTION:

Pendergast, John

DATE:

01/31/89



3202

Witnesses:

Ray. A. Sprague

1889

Counsel, *of*
Filed *31* day of *May* 188*9*
Pleads, *Maguire*

THE PEOPLE
vs.
B
John Pendergast

VIOLATION OF EXCISE LAW.
(SELLING TO MINOR).
[III Rev. Stat. (7th Ed.) p. 1982, § 15.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Thos. Broderick
Foreman.

Complaint sent to the Court
of Special Sessions,
Part III, 188*9*.

0225

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Peudergast

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

John Peudergast

of a MISDEMEANOR, committed as follows:

The said

John Peudergast

late of the City of New York, in the County of New York aforesaid, on the
ninth day of *January* in the year of our Lord
one thousand eight hundred and eighty-*nine*, at the City and County aforesaid,
certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to one *Harry Graham*
who was then and there a minor under the age of fourteen years, to wit: of the age of
twelve years, as *he* the said *John Peudergast*
then and there well knew and had reason to believe; against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York,
and their dignity.

JOHN R. FELLOWS,

District Attorney.

0226

BOX:

339

FOLDER:

3202

DESCRIPTION:

Penttmann, Albert

DATE:

01/30/89



3202

0227

WITNESSES:

William J. Moore

371 *Burdette*

Counsel,

Filed

30 day of *January* 1889

Pleads

Chattel

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1880, Sec. 5.]

Alfred Bentmann

B

July 4/89

RECEIVED
JUL 11 1889
COURT HOUSE
ST. LOUIS, MO.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm B Woodley
Foreman.

0228

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Albert Penttman

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

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

The said

Albert Penttman

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

William J. Mooney

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

SECOND COUNT—

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

Albert Penttman

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

The said

Albert Penttman

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0229

BOX:

339

FOLDER:

3202

DESCRIPTION:

Plump, Louis

DATE:

01/28/89



3202

0230

304

312 9th March

Counsel, *L. J. Conroy*
Filed day of *May* 1889
Pleads, *Chitquely*

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

THE PEOPLE

vs.

Louis Blumpe

JOHN R. FELLOWS,

~~Attorney at Law~~
~~of New York~~
~~City~~

~~Attorney~~

Perk 2 May 20 at 10 1/2 request

A TRUE BILL

W. J.

Thos. Broderick
Foreman

Part 1

April 24 1890

Part 2 & 3 may 20 1890
tried and acquitted

Witnesses:

Lawrence McCarthy

0231

Police Court— District.

City and County } ss.:
of New York,

2
of No. 305 Spring Street, aged 42 years,
occupation Long shourman being duly sworn

deposes and says, that on the 4th day of January 1889 at the City of New
York, in the County of New York, in front of no 307 Spring St

he was violently and feloniously ASSAULTED and BEATEN by Louis
Plump (nm he) who willfully
and maliciously pointed and aimed
a revolving pistol loaded with powder
and ball, at deponent and discharged
one shot from said pistol at deponent,
which struck deponent in the stomach
causing a flesh wound
Deponent further says that such assault
was 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 be dealt with according to law.

Sworn to before me, this 4 day }
of January 1889 } Lawrence McCarthy
[Signature] Police Justice.

0232

Sec. 108-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Louis Pump

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

Question. What is your name?

Answer.

Louis Pump

Question. How old are you?

Answer.

31 years old

Question. Where were you born?

Answer.

Germany

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

Answer.

20 Remick St. I No

Question. What is your business or profession?

Answer.

Saloon keeper.

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

Answer.

I am not guilty

Louis Pump

Taken before me this

day of

[Signature]

Police Justice.

0233

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

Dated *July 4* 188 *9* *[Signature]* Police Justice.

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

Dated *July 4* 188 *9* *[Signature]* Police Justice.

There being no sufficient cause to believe the within named.....

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

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

0234

312 2 42
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Lawrence McCarty
305th vs. Spring
Luis Plunk

offense Account felony

BAILED,

No. 1, by Henry Hellmers
Residence 20 Merrick Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated Larry H Duffy 1889
Magistrate.

Mrs. J. J. O'Brien Officer. S
Precinct.

Witnesses Mrs. McCarty
No. 305 Spring Street.

~~Mrs. J. J. O'Brien~~
No. 311 Spring Street.

Mrs. J. J. O'Brien
No. 301 Spring Street.

\$ 1.00 to answer
Police Court
310 Spring St.

Charles
Dr. 50 N. 1st
Cor. Houston & Sullivan

0235

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Louis Plump

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

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

The said

Louis Plump

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, at the City and County aforesaid, in and upon the body of one *Lawrence Mc Carthy* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Lawrence Mc Carthy* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Louis Plump* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *Lawrence Mc Carthy* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

The said

Louis Plump

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 *Lawrence Mc Carthy* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said *Lawrence Mc Carthy* a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Louis Plump* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0236

BOX:

339

FOLDER:

3202

DESCRIPTION:

Powell, James V.

DATE:

01/18/89



3202

0237

Witnesses:

Adam L. Mott
Officer Charles Conover 289

They find the
same received
J.B.

174 Church Street
Counsel,
Filed *M. J. Lay* 1889
Pleads, *Not guilty*

THE PEOPLE

vs. *Stephen*
Cherry

James V. Cowell

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

Pr. June 24/89
pleas read 307
John R. Fellows
District Attorney

A TRUE BILL.

Geo. Woodruff
Foreman.

Wm. L. ...
June 20/89

T-

0238

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

To see the Recorder
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE. *23*

In the Name of the People of the State of New York.

To *Off. Bonavan*

of No. _____ Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *23rd* day of *April*, ~~1899~~ ¹⁸⁹⁰ at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

James V. Powell

Dated at the City of New York, the first Monday of *April*, 1890 in the year of our Lord, ~~1899~~

JOHN R. FELLOWS, *District Attorney.*

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

To see Recorder
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE. *46-47*

In the Name of the People of the State of New York.

To *Adam L. Metz, Restaurant*

of No. *840 1st Ave* Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *24th* day of *April*, ~~1899~~ ¹⁸⁹⁰ at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

James V. Powell

Dated at the City of New York, the first Monday of *April*, 1890 in the year of our Lord, ~~1899~~

JOHN R. FELLOWS, *District Attorney.*

0239

Court of General Sessions

The People vs
vs.
James V. Powell
City and County of New York ss.

Jacob Deubert, being duly sworn, deposes and says:

I saw a subpoena server in the District Attorney's Office. On the 22nd day of April, 1890, I served a subpoena of which the annexed is a copy on Officer Conavan, of the 23rd Precinct Police, by leaving the same with the sergeant in charge at the station house, in the absence of said Conavan therefrom, at the same time calling the sergeant's attention to the fact that said subpoena was for Officer Conavan, and called for his appearance before Recorder Smyth on this the 23rd day of April.

Sworn to before me
this 23rd day of April, 1890
Notary Public
Jacob Deubert

off. [unclear]

0240

The People

vs.

James M. Powell

0241

COURT OF GENERAL SESSIONS OF THE PEACE,
In and for the City and County of New York.

----- x
The People of the State :
of New York, :
against :
James V. Powell. :
----- x

Please take notice that on the annexed affidavits,
and the proceedings heretofore had herein, I will move for
a remission of the fine of \$100 -- imposed as a part of the
sentence herein, before Hon. Frederick Smyth, Recorder, in
Part II, of the Court of General Sessions on Tuesday April
22d, 1890, at 11 o'clock in the forenoon of that day or as
soon thereafter as Counsel can be heard.

Yours, &c.,
Thos. F. Grady,
Attorney for Defendant.

To
Hon. John R. Fellows,
District Attorney.

0242

COURT OF GENERAL SESSIONS OF THE PEACE,

In and for the City and County of New York.

----- x
 :
 The People of the State of :
 New York :
 :
 against :
 :
 James V. Powell. :
 :
 ----- x

The Petition of James V. Powell respectfully shows to this Honorable Court:

That he now is and since the 22d day of June, 1889, has been an inmate of the County Penitentiary on Blackwell's Island in the City of New York, under sentence of one year's imprisonment and a fine of One hundred Dollars upon conviction of Assault in the third degree upon his plea of guilty.

That the Indictment upon which your Petitioner was arraigned was filed on January 18th, 1889, and your Petitioner was continuously in the custody of the Warden of the City Prison at the Tombs from the 2nd day of January, 1889, up to and including the 22nd day of June, 1889, a period of five months and twenty days. That the reason for such delay was that your Petitioner's Counsel Thomas F. Grady was, during the first five months of said term engaged at Albany with his duties as a member of the State Senate and could not give the time required for the preparation of your Petitioner's defense and the trial of the case. That your Petitioner was entirely without funds or the means of procuring them and could not therefore engage other Counsel.

0243

2

That said Thomas F. Grady was acting in your Petitioner's behalf without any compensation whatever and out of friendship for your Petitioner's family.

That in the absence of said Thomas F. Grady on the day when your Petitioner was arraigned for trial, Counsel was assigned your Petitioner, and upon the advice of said Counsel your Petitioner pleaded guilty of assault in the third degree although he had been previously advised by said Thomas F. Grady that he had a good defense.

That your Petitioner has not any money whatever nor the means of procuring any. That his only relative living is a sister, married and unable to help your Petitioner to pay the fine imposed upon him.

That previous to your Petitioner's arrest he was employed as a Nurse at the Charity Hospital on Blackwell's Island and received a salary of *12* dollars per month.

That your Petitioner asks for the reasons above set forth that the fine imposed as a part of his sentence herein be remitted.

And your Petitioner will ever pray.

James V. Towell

0244

City and County of New York, ss:

James V. Powell, the petitioner herein, being duly sworn, deposes and says, that he has read the foregoing petition and knows the contents thereof and that the same is true of his own knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

Sworn to before me this)
15 day of March, 1890.)

James V. Powell

Samuel M. Coome
Commissioner of Beeds
N. Y. City

0245

Fol.1 COURT OF GENERAL SESSIONS OF THE PEACE,
In and for the City and County of New York.

----- x
The People of the State :
of New York, :
 :
against :
 :
James V. Powell. :
----- x

City and County of New York, ss:

Thomas F. Grady, being duly sworn, deposes and says:

I am the Attorney for the defendant herein. I was not
present on the 19th day of June, 1889, when defendant was
called for trial in the Court of General Sessions. I was
2 on that day in Albany in attendance upon the Governor of the
State urging the signing of certain bills then before the
Governor which had been introduced by deponent in the Legis-
lature in his capacity as State Senator. That the time in
which said Bills were required to be signed by the Governor
and deponent was therefore necessarily absent from the city.
Deponent further avers that previous to going to Albany for
the purpose aforesaid he gave notice of his intention so to
do to the Chief Clerk in the office of the District Attorney
3 and requested that the case of defendant should not be put
down for trial until his return.

That deponent knows defendant and is acquainted with
his circumstances. Defendant is utterly without means
and was so at the time of his arrest. That deponent never

0246

2

received any fee for his services in defendant's behalf and
acted entirely through friendship for defendant's family.

Sworn to before me, this)
21st day of April, 1890.)

Joseph Grady

Joseph R. Romaine
County of Queens
New York Co.

0247

Sued for habeas
corpus & return
of body & the
Police officers
responsible
for the arrest
& holding of
the defendant
which were
the grounds
for the writ
April 24/90

General Sessions Court.
The People of the State of New York <small>against</small>
James T. Powell
Notice, Petition and Affidavit
THOMAS F. GRADY, Attorney for <i>def.</i> No. 5 Beekman Street, N. Y. City.
<p>service of a copy of the within <i>within</i> <i>within</i> <i>within</i> admitted this 21st day of <i>April</i> 1890</p> <p><i>John T. Talbot</i> Atty for</p> <p>To <i>John T. Talbot</i> Atty for <i>Def.</i> City</p> <p><i>Filed April 24 1890</i></p>

0248

Police Court— District.

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

of No. 840 1st Avenue Street, aged 26 years,
occupation Mailman being duly sworn

deposes and says, that on the 1 day of January 1889 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

James V. Powell (murderer)

who cut deponent on the head
with a razor he held in his
hand

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

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

Sworn to before me, this 2 day }
of January 1889. } Adam E. Metz

James H. Murray Police Justice.

0249

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *James J. Powell*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *New York*

Question. What is your business or profession?

Answer. *Druggist*

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 did not see any one*

I refuse to sign.

Taken before me this

Day of *January* 188*9*

John J. ...
Police Justice.

0250

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

Defendant

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

Dated *Jan 2* 188*9* *John J. Herman* Police Justice.

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

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

There being no sufficient cause to believe the within named.....

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

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

0251

\$2000 bail for Exp
2 P.M. January 3/89

174 51
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Adam C. Metz
840 1st Ave

1. James V. Purcell

2.

3.

4.

Officer
Palmer

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated January 2 1889

Green Magistrate.

Lawson Officer.

23 Precinct.

Witnesses _____

No. Down Street.

Numbered Court of
General Sessions, having been
No. sent to the _____ Street.
through _____

No. _____ Street.

\$ 1500 to answer

Call

Handwritten signature



0252

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James V. Powell

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

James V. Powell

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

The said James V. Powell

late of the City of New York, in the County of New York aforesaid, on the first day of January in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the City and County aforesaid, in and upon the body of one Adam L. Metz in the peace of the said People then and there being, feloniously did make an assault, and with a certain razor the said Adam L. Metz

which the said James V. Powell 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

with intent him the said Adam L. Metz 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

James V. Powell

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

The said James V. Powell

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 Adam L. Metz in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and with a certain razor the said Adam L. Metz

which the said James V. Powell 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.

0253

THIRD COUNT—

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

James V. Powell
of the ~~CRIME~~ of ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *James V. Powell*

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 said

Adam L. Metz in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and

him the said *Adam L. Metz*

with a certain *razor*

which *he* the said *James V. Powell*

in *his* right hand then and there had and held, in and upon the *head*

of *him* the said *Adam L. Metz*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-

fully inflict grievous bodily harm upon the said *Adam L. Metz*

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

JOHN R. FELLOWS,
District Attorney.

0254

BOX:

339

FOLDER:

3202

DESCRIPTION:

Price, John

DATE:

01/23/89



3202

0255

Witnesses:

Pat' McCallahan
Officer A. W. Putnam (94)

[Handwritten signature]

Counsel, *[Signature]*
Filed 23 day of *[Signature]* 1889
Pleads, *[Signature]*

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

THE PEOPLE

vs.

39 Bedford
57 minutes
John Price

JOHN R. FELLOWS,
District Attorney.

A True BILL

[Signature]
Foreman.

Part III January 30, '89.
Pleads - Assault 3^d deg.
[Signature]

0256

Police Court— District.

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

of No. 422 West 17 Street, aged 35 years,
occupation Walter being duly sworn

deposes and says, that on the 2 day of January 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Price who now lives who pointed a loaded pistol at deponent the said pistol being then in the hand of the defendant, and he threatened to shoot deponent, and laid in wait for deponent on the stairs at No 5 Greenwich Street

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

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

Sworn to before me, this 10 day of January 1889 of John Price
[Signature] Police Justice.

0257

Sec. 108-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer. John Price

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. W.S.

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

Answer. 17 French Avenue 3 years

Question. What is your business or profession?

Answer. Writer

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

Answer. I am not guilty

John Price

Taken before me this

day of

August 1888

10

Police Justice.

0258

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 Jan 10 1889 PH Duffy 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.

0259

400
Police Court--- *2* *76* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick H. Mahon
421 West 17
John Priel

Arrest
John
Offence

1
2
3
4

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

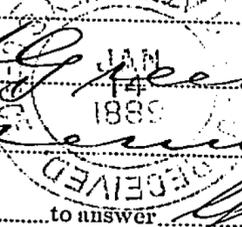
Dated *Jan 10* 188*9*
Duffy Magistrate.
Putnam Officer.
9 Precinct.

Witnesses *James Coakley*
No. *311 East 84th* Street.

Arnold Kolp
No. Street.

5
No. *St James* Street.

\$ *1000* to answer
Om
Arrest
Printed



0260

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Price

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

John Price

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

The said

John Price

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

month day of January, in the year of our Lord

one thousand eight hundred and eighty-nine, with force and arms, at the City and County

aforesaid, in and upon the body of one Patrick Mc Mahon

in the peace of the said People then and there being, feloniously did make an assault and

to, at and against him the said Patrick Mc Mahon

a certain pistol then and there loaded and charged with gunpowder and one leaden

bullet, which the said

in his right hand then and there had and held, the same being a deadly and

dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,

with intent to kill the said Patrick Mc Mahon

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

John Price

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

The said

John Price

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 Patrick Mc Mahon in the peace of

the said People then and there being, feloniously did wilfully and wrongfully make

another assault, and to, at and against him the said

Patrick Mc Mahon

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,

which the said

in his right hand then and there had and held, the same being a weapon and

an instrument, likely to produce grievous bodily harm, then and there feloniously did

wilfully and wrongfully shoot off and discharge, against the form of the statute in such case

made and provided, and against the peace of the People of the State of New York and

their dignity.

JOHN R. FELLOWS,

District Attorney.