

0859

BOX:

442

FOLDER:

4076

DESCRIPTION:

Valentine, Herman

DATE:

06/16/91



4076

206
6/16/91

Counsel,

Filed 16th day of June 1891

Pleds. *A. H. [Signature]*

THE PEOPLE

vs.

118-100 + 30000 I

Herman Valentine

Grand Larceny, 2nd degree
(MISAPPROPRIATION.)
[Sections 528, 537 of the Penal Code].

De Saunoy Tholl
JOHN H. FELLOWS,

District Attorney.

J. Mas, [Signature]

A True Bill.

Chas. J. [Signature]

Foreman.

Part 2 - June 22-1891.

W. C. [Signature]
Frank J. [Signature]

Witnesses;

0061

Police Court 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Abraham Turk

of No. 557 Broadway Street, aged 24 years,
occupation clothing merchant being duly sworn,

deposes and says, that on the 28 day of May 1891 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

a quantity of
samples of clothing of the value
of about sixty dollars \$ 60-

the property of P. Turk & son and then in
deponent's care

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 Herman Valentine, (not arrested)

The defendant was employed by
said firm as a salesman and was
entrusted with said samples for the
purpose of selling goods. On or
about the 6th day of June 1891 the
defendant left the employment
of P. Turk & son, and he was then
required to return said samples, and

Sworn to before me this
13th day
1891
Public Service

0862

He promised to do so, but the defendant has not returned said samples and deponent charges that defendant has ^{feloniously} appropriated said property to his own use, and deponent asks that defendant be arrested and dealt with as the law directs

Abraham Turk

12

June 1891
John S. Kelly

0863

Sec. 151.

Police Court 2 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Abraham Turk of No. 557 Broadway Street, that on the 21 day of May 1891 at the City of New York, in the County of New York, the following article to wit:

a quantity of samples of clothing

of the value of about sixty dollars Dollars, the property of A. Turk & son

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Herman Valentine

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 12 day of June 1891
John Kelly POLICE JUSTICE.

0864

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Herman Valentine

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. *Herman Valentine*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *Co. 115th St & 3rd Av. Harlem House*

Question. What is your business or profession?

Answer. *Armsman*

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 at*

present

H Valentine

Taken before me this *1st* day of *June* 189*7*
John Stebbins

Police Justice

0865

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.....

Herman Valentine

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..... *June 12* 18..... *John E. Kelly* Police Justice.

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

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

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

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

0066

no 1/2nd /
Police Court--- 2 District. N. 790

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Abraham Turk
537 Broadway
Herrnan Valentine

Office
Lawrence
Johnny

2
3
4
Dated June 12 1889
Kelly Magistrate.
Frank Officer.
C. O. Precinct.

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

Witnesses _____
No. _____ Street.
No. _____ Street.
No. _____ Street.



\$ 1,500 to answer
1,000 2/3 June 13. 9 a.m.
Lam

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Herman Valentini

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *Grand* LARCENY, in the second degree, committed
as follows:

The said *Herman Valentini*,

late of the City of New York, in the County of New York aforesaid, on the
twentieth day of *May* in the year of our Lord
one thousand eight hundred and *ninety-one*, at the City and County aforesaid, being
then and there the clerk and servant of *Pinchas Tuda and*

Abraham Tuda, co-partners.

and as such clerk and servant then and there having in his possession, custody and control
certain ~~moneys~~, goods, chattels and personal property of the said *Pinchas*
Tuda and Abraham Tuda,
the true owners thereof, to wit:

seventeen pairs of
trousers of the value of
four dollars each pair,

the said *Herman Valentini* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *goods, chattels*
and personal property
to his own use, with intent to deprive and defraud the said *Pinchas Tuda*
and Abraham Tuda
of the same, and of the use and benefit thereof; and the same ~~moneys~~ goods, chattels and
personal property of the said *Pinchas Tuda and*
Abraham Tuda.
did then and there and thereby feloniously steal, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and
their dignity.

John R. Fellows
JOHN R. FELLOWS,
District Attorney.

0060

BOX:

442

FOLDER:

4076

DESCRIPTION:

Victor, James

DATE:

06/29/91



4076

Witnesses;

The complainant in this case is a sailor and after diligent search as appears by inclosure affidavit he cannot be found and is therefore recommended that he be discharged as per one (George) [unclear] Sept. 20. 1871

James J. White
P.D.C.

M
Counsel, *Callahan*
Filed *29* day of *June* 18 *71*
Plaid, *July 31*

THE PEOPLE
vs.
R
James Victor
James Larceny's Indictment
(MISAPPROPRIATION)
[Sections 529, 537 - of the Penal Code].

JOHN R. FELLOWS

District Attorney.

Part I Sept 10. 1871 B.S.W.
I have signed above personally.

A TRUE BILL.

Chas. J. White
Foreman.
Sept 10 71
William J. White
John J. White

0870

PART I.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPCENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To John Dougherty
of No. 10 West Alley 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 day of 10 SEPTEMBER 1891 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 Vidin

Dated at the City of New York, the first Monday of SEPTEMBER
in the year of our Lord 1891

DE LANCEY NICOLL, District Attorney.

GLUED PAGE

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

Court of General Sessions.

THE PEOPLE

vs.

James Victor

City and County of New York, ss :

John Reilly being duly sworn, deposes and says : I reside at No. 3 Bank Street

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the 9th day of September 1891 and on several other times

I called at No 10 Mark Alley - Brooklyn

the alleged residence of Fitz Dougherty the complainant herein, to serve him with the annexed subpoena, and was informed by the

Landlady of the Boarding House - that the said Dougherty, had left her House, some two months ago, and that he was a stow away man, and that he had shipped on some vessel, at the time he had left her place and gone on a Voyage, to some Port unknown to her, and she had no knowledge of when he would return, or if he ever would return.

Sworn to before me, this 10th day of September 1891

John H. Reilly Subpoena Server

Thos H. McGuire Court of Sesss N.Y. Co

Court of General Sessions.

THE PEOPLE, on the Complaint of

E. J. Dougherty

vs.

James Victor

Offence:

JOHN R. FELLOWS,
District Attorney.

Affidavit of
John Kelly
Subpoena Server.

Failure to Find Witness.

0873

Police Court 1st District.

Affidavit—Larceny.

City and County } ss:
of New York,

Fitz Dougherty
of No. 10 Harts alley Brooklyn Street, aged 32 years,
occupation Seaman being duly sworn,

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

Good and lawful money of the
United States consisting of ten
bills of the denomination and
value of Ten dollars Each
all of the value of one hundred 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 James Victor

Deponent says that he gave the aforesaid
money to said defendant to
keep for him for a two days
Deponent called for the
same as aforesaid and on
divers other times and he said
defendant refused to return

Sworn to before me this
13th day of
May 1891
Police Justice.

the same - Therefore defendant
 Charges said defendant with
 unlawfully appropriating the
 same with the felonious intent
 to deprive the true owner of
 the same

July

his
 x Daugherty
 man

I grant to before me
 this 15 day of June 1891

Charles W. Smith
 Police Justice

0075

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

James Victor

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

Jamaica, New York

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

Answer.

86 James St 1 year

Question. What is your business or profession?

Answer.

Driver

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

Answer.

*I am not guilty
James Victor*

Taken before me this

day of

Charles Martin

Police Justice.

0876

Sec. 151.

Police Court / 1st District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Lutz Dougherty, st. of No. 10 Hart's alley Bklyn Street, that on the 16 day of May 1891 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United States of the value of one hundred Dollars, the property of Complainant as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by James Victor

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

These are therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring before me, at the 1st DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 15th day of June, 1891.
Charles Scinto POLICE JUSTICE

0877

Residence 86 Jackson St

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

[Signature]
Officer.

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

E. J. Connor Officer.

Dated *June 27* 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

WARDEN and KEEPER of the City Prison of the City of New York.

having been brought before me under this Warrant, is committed for examination to the

*30 Black
Diner
86 Jackson St*

Dated 188

Police Justice.

The within named

0078

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

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

Dated June 22 1891 Charles S. Smith Police Justice.

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

Dated June _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0879

1197

Police Court 137

District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Elizabeth Daugherty
10 Habts Alley Brooklyn
James Victor
Office *James Victor*
Felony

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *Feb 22d* 1891

E. H. Taintor Magistrate.

Dixon Officer.

East Precinct.

Witnesses *Off. O'Connor*

No. *West Court* Street.

No. Street.

No. Street.

\$ *500* to answer *Q.P.*

Can be taken as "bail"

00000

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 Victor

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF James Victor Grand LARCENY, in the second degree, committed
as follows:

The said James Victor
late of the City of New York, in the County of New York aforesaid, on the
first day of May in the year of our Lord
one thousand eight hundred and ninety-one, at the City and County aforesaid, being
then and there the clerk and servant of bailee of some,
Fitz Dougherty, and as such bailee,

and as such clerk and servant then and there having in his possession, custody and control
certain moneys, goods, chattels and personal property of the said Fitz Dougherty
the true owner thereof, to wit:

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

the said James Victor afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said Fitz Dougherty
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said Fitz Dougherty
did then and there and thereby feloniously steal, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and
their dignity.

DE LANGLY NICOLL,
JOHN R. FELLOWS,
District Attorney.