

0009

BOX:

520

FOLDER:

4734

DESCRIPTION:

Vallero, Petro

DATE:

04/13/93



4734

POOR QUALITY
ORIGINAL

00 10

Witnesses:

Off Jours.

Counsel,

Filed,

Pleads,

THE PEOPLE

vs.

B

Petro balles

April 93

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

David Dwyer
Foreman.

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 82.]

1893

POOR QUALITY
ORIGINAL

0011

Court of General Sessions of the Peace

2907

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Petro Vallaro

The Grand Jury of the City and County of New York, by this indictment, accuse
Petro Vallaro
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Petro Vallaro

late of the City of New York, in the County of New York aforesaid, on the 26th
day of March in the year of our Lord one thousand eight hundred and
ninety-three, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, 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 spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

~~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
New York and their dignity.

SECOND COUNT—

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

Petro Vallaro
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

Petro Vallaro

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, 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 offer and
expose for sale to one

John Jones

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.

DE LANCEY NICOLL,

District Attorney.

00 12

BOX:

520

FOLDER:

4734

DESCRIPTION:

VanDyke, William B.

DATE:

04/10/93



4734

0013

POOR QUALITY
ORIGINAL

Witnesses:

Winfield Starns
Off O'Brien

Counsel.

Filed,

day of

189

Pleads,

11

THE PEOPLE

vs.

A

William B. Van Dyke

451120

(Sections 528 and 530 of the Penal Code.)
LARCENY, 1st degree
(MISAPPROPRIATION.)

DR. LANCEY NICOLL,

May 8/93 District Attorney.

Heads of J. L. 1 day

A TRUE BILL.

10

James Doyle
Foreman.

Simon R. Kelly

POOR QUALITY
ORIGINAL

00 14

STATE OF ILLINOIS, } SS.
COOK COUNTY.

I, HENRY WULFF, Clerk of the County Court of Cook County, the same
being a Court of Record, Do HEREBY CERTIFY that Edmund H. Quenning Esq.,
whose name is subscribed to the annexed Jurat, was, at the time of signing the same,
a Notary Public in Cook County, duly commissioned, sworn and acting as such, and
authorized to administer oaths; that I am well acquainted with the handwriting of
said Notary, and I verily believe that the signature to the said Jurat is genuine.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of
said Court at the City of Chicago, in the said County, this 14
day of April 1893

Henry Wulff CLERK.

POOR QUALITY
ORIGINAL

00 15

GENERAL AFFIDAVIT.

Form No. 1332.

Printed and for sale by the Chicago Legal News Co.

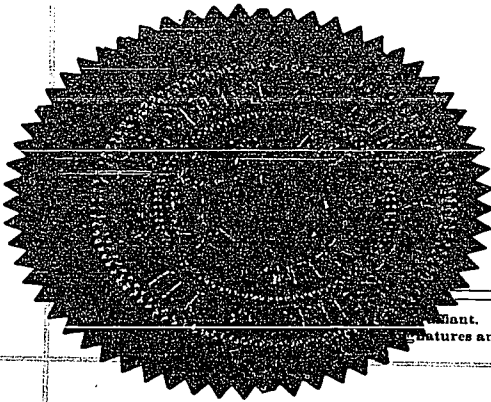
State of Illinois }
COUNTY OF Cook } ss. M. H. Montgomery
of the City of Chicago County of Cook
and State of Illinois

being duly sworn, doth depose and say, that he
is the Office Manager for the firm of
Mandel Bros 121 State St Chicago Ills
that William Van Dyke was employed by
Mandel Bros as Entry Clerk and that
while so employed he was faithful
and honest and discharged his
duties in a very satisfactory manner
and that he was in Mandel Bros Employ
for about 30 days.

And further this deponent says not.

Subscribed and sworn to before me this 14th day of

April A. D. 1893
Edwin L. Duomo
Notary Public



Want.
Signatures and title of officer administering oath.

POOR QUALITY
ORIGINAL

00 16

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

William B. Vandyke being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is *h* right to make a statement in relation to a 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.

William B. Vandyke

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

MS

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

Answer.

Chicago

Question. What is your business or profession?

Answer.

Book 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

Wm B Vandyke

Taken before me

day of

1882

Police Justice.

Police Court,

District.

(1858)

City and County }
of New York, ss.

of No. 69 Fulton

occupation Salesman

Winfield Starnes
Street, aged 34 years,

being duly sworn, deposes and says,
that on the 10 day of May 1892 at the City of New
York, in the County of New York

William B Van Dyke
did with intent to cheat and defraud
Radford Pipe Foundry Company
feloniously forge the names W J Partridge
& Co agents upon the check hereto
annexed dated May 7. 1892 drawn
by W A. Crook & Bro S. Co for the
sum of one thousand dollars payable
to the order of said Company said
check being drawn upon the Liberty
National Bank of the City of New
York

Deponent further says that he
deposits his employer W B Kirk Co,
had an account with Market and
Fulton National Bank and on
the 10th day of May 1892 said
firm deposited said check to
their credit at said Bank

Deponent is informed Edward G
Partridge that the endorsement W J
Partridge & Co agents is a forgery
that the same was not made by
him or any copartner and was not
authorized by them therefore deponent charges
said defendant with forging the
said endorsement on said check
with the felonious intent to cheat
and defraud Winfield S. Starnes

Sworn to before me

this 20 day of May 1892

Blair

POOR QUALITY
ORIGINAL

00 18

District Attorney's Office.

City & County of

New York Nov 17 1892

Dear Sir:

Will you please
deliver to the bearer
Mr. Alfred Laregh upon
his giving a proper
receipt therefor, the check
upon which the Complaint
of forgery was made against
Sam Dyke and wherein a
warrant was issued but
has not been executed. The
check is dated May 25 1892
for \$1000 and made by
W A Crocker Bros & Co.

Truly Yours

Delaney, N. C.
District Attorney

POOR QUALITY
ORIGINAL

00 19

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Agents of No.

128 Broadway Street, being duly sworn deposes and

says, that he has heard (read the foregoing affidavit of Winfield Starns

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

Sworn to before me, this

20

day of

May 1888

Edwin G. Partridge

Notary Public
Notary Public.

POOR QUALITY
ORIGINAL

0020

Sec. 151.

Police Court _____ 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 to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Winfield Starnes of No. 69 Fulton Street, that on the 10 day of May 1882 at the City of New York, in the County of New York,

against William B Van Dyke with
forging the Endorsement W J Partridge
to agents upon a check drawn to the
order of Radford Pipe Foundry Company for \$1000
Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

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

Dated at the City of New York, this 25 day of May 1882

POLICE JUSTICE.

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs

William B. Van Dyke

Winfield Starnes

Warrant-General.

Dated March 20 1882

P. G. Duffy Magistrate.

Stephen O'Brien Clerk
John McConally Officer

The Defendant _____

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

Officer.

Dated _____ 1882

This Warrant may be executed on Sunday or at night Even. by W. B. 18.

Police Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, _____

Sex, _____

Complexion, _____

Color, _____

Profession, _____

Married, _____

Single, _____

Read, _____

Write, _____

423m

0021

POOR QUALITY
ORIGINAL

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

Police Court... District...

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Richard Staines
and B. Van Dyke
vs.
J. J. Fargus

2
3
4
Offense

Dated,

189

Magistrate.

1073
Officer.

Witnesses

No. 128
Street

No. Street

No. Street

* to answer

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, 189 _____ Police Justice.

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

Dated, 189 _____ Police Justice.

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

Dated, 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0022

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

My May 1893 Record from
County of Cook for the
a certain act at May 7/92
by the Court of the
for 1000 - James of Radford
of the City of Chicago
of the City of Chicago
of the City of Chicago

Police Court...

District 341

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Richard J. McNamee
of the City of Chicago

James of Radford
of the City of Chicago

Offense

Larceny

Dated, _____ 189

Magistrate

Officer

Precinct

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

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

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

Dated, _____ 1893 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0023

District Attorneys Office,
City & County of
New York. Aug 18 1895.

The People have no further
use for the check signed by
W. A. Crooke Bros & Co. for \$1000 used
as evidence in the case of *Pease v. Wm B.
Vandyke*.

Vernon M. Davis
Acting Dist Atty.

1 State of Ohio, County of Hamilton, ss.
2
3 Before me George A. Turrill, a notary public
4 in and for said County and State. Personally
5 appeared James M. Lamb, a resident of Cincinnati,
6 Ohio, who being first duly sworn, on his oath
7 says that he is President of the Radford Pipe
8 and Foundry Company of Cincinnati, Ohio; that Partridge
9 and Company of New York City were the eastern
10 agents of said Radford Pipe and Foundry Company; that
11 he is personally acquainted with William B. Vandye
12 formerly a resident of Cincinnati, Ohio, but now under
13 indictment for Grand Larceny in the State of New York,
14 who was imprisoned in the Tombs in New York City; that
15 he is a young man of excellent family widely
16 known and highly respected in business social and
17 religious circles; that he has always held
18 good business positions in the City of Cincinnati,
19 Ohio and proved himself capable and trustworthy
20 until these his first offenses; that he voluntarily
21 surrendered himself to the firm of Partridge & Com-
22 pany whose trust he betrayed, offering to work
23 for them until their loss was made good;
24 and that the Radford Pipe and Foundry Company
25 would withdraw the complaint were they
26 the complaining witnesses; and in consideration
27 of his previous good character and well-known
28 business ability as well as in consideration
29 of his intelligence and excellent education
30 I urgently request the Court to exercise
31 the utmost possible leniency in de-
32

POOR QUALITY
ORIGINAL

0025

posing of the charges brought against him
James S. Gamble

Sworn to before me and subscribed to in
my presence this twentieth day of April
A.D. 1893

George A. Turrill
Notary Public
Hamilton County
Ohio

POOR QUALITY
ORIGINAL

0026

State of Ohio,
County of Hamilton Ss.

Before me a Notary Public in and for said County and State, personally appeared *James H. Clark, Pastor of the Presbyterian Church Madeira, Ohio* *S. W. Mooney of Madeira, Ohio* *Archer Brown, Treasurer of the Radford Pipe and Foundry Company, Cincinnati, Ohio* and *L. H. Blakemore, Secy of the Radford Pipe and Foundry Company* who being first duly sworn on their oaths say that they are personally acquainted with Mr. William B VanDyke formerly a resident of Cincinnati Ohio but now under indictment for Grand Larceny in the State of New York and imprisoned in the Tombs of New York City; we know him to be a young man of excellent family widely known and highly respected in business social and religious circles; that he has always held good business positions in the City of Cincinnati and proved himself capable and trustworthy until this his first and only offense, that he voluntarily surrendered himself to the firm of Partridge & Company, whose trust he betrayed, offering to work for them until their loss was made good; that we sincerely believe that if he is acquitted or given a suspended sentence pending good behavior that he will prove himself entirely worthy of the confidence placed in him; and further in consideration of his previous good character and well known business ability as well as in consideration of his ~~his~~ intelligence and excellent education, we urgently request the Court to exercise the utmost possible leniency in disposing his case.

James H. Clark
Pastor Pres. Ch. Madeira, Ohio.
S. W. Mooney
NOTARY PUBLIC
Archer Brown
Treas. Radford Pipe & Foundry Co.
L. H. Blakemore

WBLIT V D 1883.

Sworn to before me and subscribed in my presence this 18th day of

POOR QUALITY
ORIGINAL

0027

Sworn to before me and subscribed in my presence this 18th day of
April A D 1893.

George A. Turrell

Notary Public

Hamilton County

The State of Ohio,
COUNTY OF HAMILTON.

Form 700-2 M-1-93.

I, *John D. Turrell*, Clerk of the Court of Common Pleas, a court of record within and for the County and State aforesaid, do hereby certify that it appears of record in this office that *George A. Turrell* whose name is subscribed to the annexed instrument, was at the time of taking such proof, or acknowledgment, a *Notary Public* in and for said County, duly commissioned and qualified, and duly authorized to administer oaths, to take acknowledgment of deeds, etc.

And further, that I am well acquainted with the handwriting of said *George A. Turrell* and verily believe that the signature to the said certificate, or proof of acknowledgment, is genuine.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Court, at Cincinnati, this 18th day of April A. D. 1893

By *John D. Turrell* CLERK.
W. H. Bagley Deputy.

Subscribed himself to the firm of *Belmont & Company* -
firm of *Belmont & Company* and only officer: that he acted
alone in the firm of *Cincinnati* and proved himself capable and
reliable officer: that he has always held good business pos-
session widely known and highly respected in business society and
of New York City: we know him to be a young man of excellent
personality in the State of New York and imprisoned in the County
Resident of Cincinnati Ontario now under indictment for Grand
personally acquainted with Mr. William B. Ashby formerly a
who before that time sworn on their oaths say that they are

State personally suggested

Before me a Notary Public in and for said County and

County of Hamilton ss.
State of Ohio.

POOR QUALITY
ORIGINAL

0028

Sworn to before me and subscribed in my presence this day of

April A D 1893.

George A. Furrill
Notary Public
Hamilton County

The State of Ohio, ss.

Form 700-2 M-1-1903

COUNTY OF HAMILTON.

I, George A. Furrill, Clerk of the Court of Common Pleas, a court of record within and for the County and State aforesaid, do hereby certify that it appears of record in this office that George A. Furrill whose name is subscribed to the annexed instrument, was at the time of taking such proof, or acknowledgment, a Notary Public in and for said County, duly commissioned and qualified, and duly authorized to administer oaths, to take acknowledgment of deeds, etc.

And further, that I am well acquainted with the handwriting of said George A. Furrill and verily believe that the signature to the said certificate, or proof of acknowledgment, is genuine.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Seal of said Court, at Cincinnati, this 15 day of April A. D. 1893

George A. Furrill CLERK.
By W. H. Baggett Deputy.

Subscribed and sworn to before me this 15th day of April 1893, at Cincinnati, Ohio, by George A. Furrill, Clerk of the Court of Common Pleas, a court of record within and for the County and State aforesaid, who is duly commissioned and qualified, and duly authorized to administer oaths, to take acknowledgment of deeds, etc. and who is well acquainted with the handwriting of said George A. Furrill and verily believes that the signature to the said certificate, or proof of acknowledgment, is genuine.

State of Ohio, ss.

Before me a Notary Public in and for said County and

County of Hamilton ss.
State of Ohio.

State of Ohio. County of Hamilton Ss.

Before me George A Turrill a notary Public in and for
said County and State, Personally appeared A. J. Clark
who being resident of Cincinnati Ohio and being
first duly sworn, on ^{his} ~~their~~ oaths says that ^{he} ~~they~~ is acquainted
personally with William B Vandyke formerly a resident of Cin-
cinnati Ohio but now under indictment for Grand Larceny in the
State of New York and imprisoned in the Tombs of New York City
that he is a young man of excellent family widely known and
highly respected in business, social and religious circles ;
that he has always held good business positions in the City of
Cincinnati Ohio; that he voluntarily surrendered himself to
the firm of Partridge & Company whose trust he betrayed, offer-
ing to work for them until their loss was made good ; that I
~~believe~~ believe that if he is given a suspended sentence pend-
ing good behavior that he will prove himself entirely worthy
of the confidence placed in him and in consideration of his
well known business ability and excellent education I urgently
request the Court to exercise the utmost possible leniency in
disposing of the charges brought against him.

A. J. Clark

Sworn to before me and subscribed in my presence this 1st
day of April A D 1893.

George A. Turrill
Notary Public
Hamilton Co.
Ohio.

POOR QUALITY
ORIGINAL

0030

State of Ohio.

County of Hamilton Se

BEFORE ME a Notary Public in and for said County and State, personally appeared *Edwin K. Mooney & Madeira Ohio, H.B. Turrell of Cincinnati Ohio and Simon & Leis of Cincinnati Ohio*

who being first duly sworn on their oaths, say that they are personally acquainted with Mr. William B VanDyke formerly a resident of Cincinnati Ohio, but now under indictment for grand Larceny in the State of New York and imprisoned in the Tombs

of New York City; that we know him to be a young man of excellent family, widely known and highly respected in business, social and religious circles; that he has always held good business positions in the City of Cincinnati and proved himself capable and trustworthy until this his first and only offense; that he voluntarily surrendered himself to the firm of Partridge and Company, whose trust he betrayed offering to work for them until their loss was made good; that we sincerely believe that if he is acquitted or given a suspended sentence pending good behavior that he will prove himself entirely worthy of the confidence placed in him; and further in consideration of his previous good record, well known business ability, excellent education and high intelligence, we urgently request the Court to exercise the utmost possible leniency in disposing of the charges brought against him.

Edwin K. Mooney

H.B. Turrell

Simon & Leis

Sworn to before me and subscribed to in my presence this *18th* day of April A D 1893

George A. Turrell

Notary Public Hamilton County
Ohio.

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

533

THE PEOPLE OF THE STATE OF NEW YORK

against

William B. Van Dyke

The Grand Jury of the City and County of New York, by this indictment, accuse
William B. Van Dyke
of the CRIME OF Grand LARCENY, in the first degree committed
as follows:

The said

William B. Van Dyke

late of the City of New York, in the County of New York aforesaid, on the tenth
day of May in the year of our Lord one thousand eight hundred and
ninety-two, at the City and County aforesaid, being then and there the clerk
and servant of William J. Partridge and
Edwin J. Partridge, copartners

and as such clerk and servant then and there having in his
possession, custody and control certain goods, chattels and personal property of the said

the true owner thereof, to wit:

The sum of one thousand
dollars in money, lawful money of
the United States of America, and
of the value of one thousand dollars.

the said William B. Van Dyke 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 William J.
Partridge and Edwin J. Partridge
of the same, and of the use and benefit thereof; and the same goods, chattels and personal
property of the said William J. Partridge and
Edwin J. Partridge

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

DE LANCEY NICOLL,
District Attorney.

0032

BOX:

520

FOLDER:

4734

DESCRIPTION:

Van Ness

DATE:

04/12/93



4734

POOR QUALITY
ORIGINAL

0033

Sept 10, 1895
Bail Cash deposit \$1000
Witnesses:
J. W. A. 12/13
W. J. W. 12/13
26 Church
Bentley

Counsel,
Filed 12 day of April 1893

THE PEOPLE
ENTERED
April 29/93 vs. D
Horne

John K. Van Ness
Ar + com 3 cases
Aug 16/93
9
7

DE LANZEY NICOLI,
District Attorney.

Carthage 19/93
A TRUE BILL.

James Dyer
Foreman.

James Dyer
Foreman.
July 8, 1895

In view of the ver-
dict of the jury
in the civil action
involving the same
case and in
view of the opinion
of the Appellate
Division affirm-
ing the judgment
which was for the
defendant, I recom-
mend affirmance of the
charge and find no error
recognizing
May 19 1895 J. W. A.

Forgery in the Second Degree.
(Section 511 and 521, Penal Code.)

1st District Police Court.

Held in and for the City and County of New York, on
Saturday the *15th* day of *March* in the year
of our Lord, one thousand eight hundred and *Eighty Three*

Present,

The Honorable

John J. Ryan
Police Justice.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

Nicholas Macaron

against

John R. Van Ness

Charged with

Forgery

The Defendant not appearing, and *Mary Jones*
his surety, not bringing him forth to answer to this charge pursuant
to the condition of their Recognizance:

It is Ordered by the Court, that the said Recognizance be and
the same is hereby forfeited;

And it is further Ordered, that the said Recognizance, together
with this certificate of forfeiture, be filed in the office of the Clerk of
the City and County of New York, and that Judgment be entered
thereon, according to law, against the said *John R. Van Ness*

Van Ness the Defendant above named,
and the said *Mary Jones*
his surety, for the several sums set forth in said Recognizance.

John J. Ryan
Police Justice.

POOR QUALITY
ORIGINAL

0035

District Police Court.

THE PEOPLE OF THE STATE OF NEW YORK

against

Wm. H. Van Ness

Principal, in the sum of \$ 2000

and

Wm. J. Jones

Surety, in the sum of \$ 2000

Dated

March 18

189

Recognition to Answer, and Certificate Forfeiting Same.

District Attorney,
City and County of New York.

Filed day of 189

Plainfield N.J. Feb. 21 1892

This is to certify that I have examined
J. K. Van Ness and find that he is
suffering from a sprain of the left
ankle which has confined him to
his room since the 16th Inst.
and that he will be unable to use
his foot for at least 10 days.

J. A. Allis M.D.
34 West 5th St
Plainfield N.J.

State of New Jersey
Union County } ss

J. A. Allis M.D. of full age
and being duly sworn according
to law deposes and says that he
has attended the above named
J. K. Van Ness and that the above
certificate is just and true.

Sworn & subscribed
before me this 21st
day of Feb'y 1893.

J. A. Allis M.D.

Wm. Winkler
Notary Public
N.J.

**POOR QUALITY
ORIGINAL**

0037

Offidavit
J. D. Allen
M.D.

First District
Police Court

Dyke and Madison }
agst. }
John H Van Ness }
Charged with Forgery
Deponent
John J Ryan
Police Justice

Test J Fay being duly sworn
deposes and says,

Direct Examination

Where do you reside?

A 234 1/2 Madison Street Brooklyn

What is your occupation?

A Paying letter Union Trust
Company New York

How long in their employ as the
15th of December 1890?

Answer

In what capacity?

A Paying letter

I was the only one at that time

✓
Q Enter checks that had been
certified?

A Yes Sir

Q (Check offered in evidence marked
Ex a.) Look at that check did you
certify that check?

A Yes Sir

Q Did you make an entry of it?

A Yes Sir

Q In what book?

A Certification book

Q How many that book with you

A Yes Sir it is here (witness producing
it and reading Dec 15th James

A Waldron One thousand,

Entry in book offered in evidence

Q At the time you certified that
check were those words contained
"a J. K. Van Ness attorney"?

A I should think not

Q What is your custom?

A The custom has been to enter the
date and name in full and the
amount

3.

I find to the best of your recollection
those words were not contained
in the body of the check at the
time?

A No Sir they were not.

I find according to your custom
if they had been so contained
they would appear upon that
book?

A Undoubtedly.

I look at the check and give me
the date of its payment.

A It was certified December 12th
and it is paid through the
Exchange Bank Bank January 3^d
1891.

Cap Examination

I will assure you positively that
J. K. Van Ness or attorney was
not on the check at the time it
was certified?

A It was my custom to enter the
name after the Joyce since 1877.

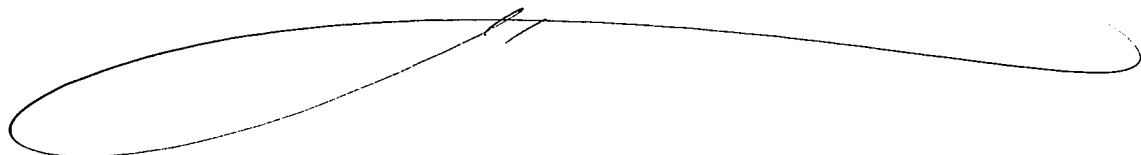
I will you assure positively that

the name Jk Van Ness or attorney
was not on the check at the
time it was certified?

A I should think it was not.

Q will you swear it was not?
A I am perfectly willing to swear
it was not there at the time
to the best of my knowledge

The further hearing was
then adjourned.



POOR QUALITY
ORIGINAL

0042

POLICE COURT. FIRST DISTRICT.

Affidavit. Forgery.

STATE OF NEW YORK,

City and County of New York, : ss:

Dyckman Waldron a resident of No. 241 West 45th Street in said City, over twenty one years of age, and occupation telegraph superintendent, being duly sworn deposes and says:

That he is the duly appointed sole Executor and Trustee under the last will and testament of Cornelia Waldron, deceased, late of the City of New York.

That one John K. Van Ness is a practicing lawyer of this State, having an office at No. 196 Broadway in this City and resides at Plainfield in the State of New Jersey. That deponent has known said Van Ness since boyhood and has reposed great confidence in him and entrusted to his care a great deal of business and more particularly, matters connected with said estate of Cornelia Waldron, deceased.

That pursuant to an order made by Mr. Justice Ingraham one of the Justices of the Supreme Court of the State of New York, dated December 11th, 1890, in an action then pending in said Court between Edward Higgins and others as plaintiffs against deponent as Executor of the estate of Cornelia Waldron, deceased, deponent, among other things, was ordered and directed to draw his check as said Executor upon The Union Trust Company of the City of New York, of No. 80

**POOR QUALITY
ORIGINAL**

0043

2.

Broadway in said City, for the sum of One thousand Dollars payable to the order of James A. Waldron, one of the plaintiffs named in said order and a brother of deponent, who resides at Rutherford in the State of New Jersey; that said Union Trust Company by the terms of said order was directed and required to pay from the money deposited with it to the credit of the estate of Dornelia Waldron, deceased, upon the presentation of said check, said amount of one thousand dollars.

That on or about December 12th, 1890, in pursuance of said order of court, deponent drew his check as such Executor upon The Union Trust Company of New York for said sum of One thousand dollars payable to the order of James A. Waldron and gave the same to said John K. Van Ness, who upon said day went to the office of said Trust Company and had said check certified by said Company and returned it to deponent. That at said time deponent was under an injunction order in supplementary proceedings, restraining him from paying any money to James A. Waldron and in consequence thereof and relying upon the good faith and confidence he had in said John K. Van Ness, gave to said Van Ness said check for safe keeping for deponent's said brother, James A. Waldron.

and
That said Van Ness thereafter, in abuse of the confidence reposed in him, and without the consent or authority of deponent, and after the certification of said check by said Trust Company, added to the body of said check, after

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ORIGINAL**

0044

3.

the name James A. Waldron, the words "or J. K. Van Ness, Attorney", and endorsed said check and obtained the money thereon through another Bank, and unlawfully applied and converted the money to his own use, and has failed and refused to account therefor to said James A. Waldron or deponent for the same.

That deponent never knew until September last when he went to the office of said Union Trust Company, accompanied by his present attorney, Frank H. Smiley, Esq., of No. 280 Broadway in this City, and there learned that said Van Ness had used said check in the manner aforesaid.

Deponent further says that said check is now in the possession of the said, The Union Trust Company of New York, who claims the ownership thereof, as a voucher.

Sworn to before me this

day of February 1893:

W. J. Ryan
John J. Ryan
Police Justice

0045

JOHN POLHEMUS, Printer, 102 Nassau St., N. Y.

POOR QUALITY
ORIGINAL

0046

Sec. 198-200.

1882
District Police Court.

City and County of New York ss:

John K Van Ness 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 a 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this
day of _____
189

Police Justice.

POOR QUALITY
ORIGINAL

0047

sec. 151.

CITY AND COUNTY }
OF NEW YORK, } ss.

Police Court. District.

In the name of the People of the State of New York: To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York. GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Oyckman Waldron of No. 241 W-115 Street, that on the 12 day of December 1890 at the City of New York, in the County of New York,

John K. Van Ness - did unlawfully forge and make and utter and alter and add the name of J. K. Van Ness to a certain check drawn by Complainant on the Union Trust Company for the amount of One thousand dollars - with the intent of defrauding Complainant.

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

These are, therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 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 December 189 3

1893

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0048

Police Court..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated..... 189

Magistrate.

Officer S.

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

Officer.

Dated..... 189

This Warrant may be executed on Sunday or at
night.

Police Justice.

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

Dated.....

189

The within named

Police Justice.

POOR QUALITY
ORIGINAL

0049

Ex Muran

Sept 10/95 by Court
deposited by David M. H.
112 Ward, Ave

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Chapman Police
voice heard from
auto during the within
case during absence

Police Court...

District...

THE PEOPLE, &c.,
ON THE COMPLAIN OF

Richard M. H.
241 W. 43rd St.
John H. New Here

Offense Forgery

Dated,

Magistrate

Memor. + Grand Officer

Precinct

Witnesses

No.

Street

No.

Street

Sept 2. 30

Sept 15-130

Sept 18-20

Sept 23-20

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

Richard M. H.

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, Sept 10 1895 Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0050

Gay Murch

Sept 10/95 by Cash
deposited by David M
1122 Marys Place
BAINED, Wn

BALLED

 $\Delta\epsilon_{\text{c. 1, 2}}$

Residence.

 $\Delta x, \Delta y,$

Residence ..

№ 10. 1997

Residence . . .

LYO, A, by...

Residence ...

~~The preceding paper is
very poor & poor. The
data in the written
case is very sparse~~

Police Court--

District

THE PEOPLE, &
ON THE COMPLAINT OF

Deborah Padman

241 97. 4522

John H. New Haven

6

.....

Date, _____

189

Magistrate

Officer

Precinct

Witnesses

No.

No.

10

.....

5

4

1

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, July 8 1897 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, 189..... *Police Justice.*

POOR QUALITY
ORIGINAL

0051

C. R. 3076.

COURT OF GENERAL SESSIONS
CLERK'S OFFICE.

PEOPLE

John R. Van Ness
vs.
filed

1) *April 93*
2) *July 94*
3) *Oct 95*

POOR QUALITY
ORIGINAL

0052

C. N. IRONSIDE,
COUNSELLOR AT LAW,
220 BROADWAY,
NEW YORK.

May 17th, 1898.

James W. Osborn Esq.,
Assistant District Attorney,
New York City.

Dear Sir:

I was notified this afternoon that a motion will be made tomorrow for a dismissal of the indictment against J. K. Van Ness. I beg that you will not permit the indictment to be dismissed for the reason that I have given you heretofore. The case which was tried before Judge MacLean was not tried upon the merits ~~and~~ the Appellate Division ~~and~~ has not given us (in my opinion) the consideration we are entitled to. When that case is tried in the general sessions ^{if} in the middle of June, I will have Mr. Waldron here to testify and also other evidence in behalf of the State which did not go before Judge MacLean.

I beg that instead of dismissing the indictment you will have the case set down for trial during the second week in June. If you will do that I will telegraph Mr. Waldron to be here without fail, *and will have the other evidence ready*
Very truly yours,

C. N. Ironside

Shorn to & ready by the court
Mr Osborn
1898
Apr 19 1898

POOR QUALITY
ORIGINAL

0053

Court of General Sessions of the Peace

1721

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John H. Van Ness

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

John H. Van Ness

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

The said *John H. Van Ness*,

late of the City of New York, in the County of New York aforesaid, on the *twelfth* day of *December*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

new York, Dec. 12, 1890
Union Trust Company of New York
Pays to the Order of James A. Waldron or
J. H. Van Ness attorney
One thousand Dollars
\$1,000
Augustus Waldron
President

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 M. Nicoll,
District Attorney