

0208

**BOX:**

343

**FOLDER:**

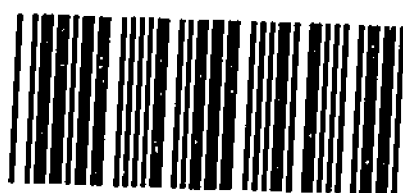
3235

**DESCRIPTION:**

Parker, Rose

**DATE:**

02/15/89



3235

Witnesses:

Alice Woolley,  
Off. John S. Sullivan,

Every effort has been made to procure the complainant witness in this case, by his friends and otherwise, and she keeps out of the way and cannot be found; without her a conviction could not possibly be had, and even if she were present, the examination of her would be of the same value as the examination of a witness who is not present. The conclusion is that no conviction can be had, and she has been released.

I would therefore recommend the dismissal of this indictment, and discharge of the complainant.

Henry Hartman  
District Attorney

I approve of the above recommendation of Mr. Hartman.

Wm. M. Davis,  
Clerk

21st March 21, 1889

118

Counsel,  
Filed  
Pleads,  
13th March  
1889  
Potentially

THE PEOPLE  
vs.  
Brose Parker  
Grand Larceny, First Degree  
(DWELLING HOUSE.)  
Sections 528, 530, 550 Penal Code.

JOHN R. FELLOWS,

District Attorney.

Indictment dismissed  
Habeas discharged.  
A True Bill.

Foreman,

Mr. Hartman

0209

02 10

**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.]

*Moved last Thursday*

**SUBPOENA**

FOR A WITNESS TO ATTEND THE  
Court of General Sessions of the Peace.

The People of the State of New York.

To *Alice Woolley*  
of No. *65 West 11th* Street,

GREETING :

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York at the Sessions Building, in the Park of the said City, on the *26th* day of *February* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*Rose Barker*  
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *February* in the year of our Lord 188*8*.  
JOHN R. FELLOWS, *District Attorney*.

*Ask to see Mr. Hartman at 11 o'clock AM*

0211

Police Court

2<sup>d</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Alice Hoolley

of No. 65 West 11<sup>th</sup> Street, aged 38 years,  
occupation House-keeper being duly sworndeposes and says, that on the 2<sup>d</sup> day of February 1889 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:

Gold and lawful money of the United States, in Bank-bills of the denomination of Ten Dollars each, of the amount and value of One Hundred and no Dollars (\$100.00)

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 Rose Parker (now here) with the intent to deprive the true owner

of said property from the following facts, to wit: That on the aforesaid

day said property was in a drawer of a bureau in a room in said premises

which room was occupied by deponent as a sleeping apartment, and said defendant

occupied another room on the same floor in said premises and at about the hour

of 10 o'clock in the evening of the aforesaid day said defendant came into deponent's

room and during a conversation which they took place between deponent and said defendant

deponent took out said property from said drawer

Sworn to before me, this

1889

Police Justice.



02 12

and showed it to said defendant, and then deponent replaced said property in said drawer and soon afterwards deponent went out of said room and left said defendant alone in said room, and about ten minutes thereafter deponent returned to said room and ~~so~~ found that said defendant had left there. Deponent soon afterwards left said ~~premises~~ <sup>room</sup> after having locked and fastened the door of said room leading into the hall, and went into another flat in said premises, and ~~so~~ about ten minutes afterwards deponent returned and saw said defendant standing in the hall near said door of deponent's room, and deponent found said door unfastened and open and deponent immediately entered said room and missed said property.

Deponent further says that she is informed by Anna Hall, that she Anna received from said defendant a Bank-note of the denomination of Ten Dollars, which Bank-note deponent fully identifies <sup>by a mark thereon</sup> as being part of the property that was so taken stolen and carried away in the manner aforesaid.

Deponent therefore charges said Rose Parker with having committed the said Larceny and asks that she may be dealt with as the law may direct.

Sworn to before me this 7<sup>th</sup> day of February 1889

James C. Bush  
Police Justice

Elise Woolley

02 13

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 28 years, occupation Boarding House of No. 68 East 11<sup>th</sup> Street, being duly sworn deposes and

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

Sworn to before me, this

day of

February 1889

Anna Hall

James C. Hall

Police Justice.

0214

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

2<sup>nd</sup> District Police Court.

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

Question. What is your name?

Answer. *Rose Parker*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 65 West 11<sup>th</sup> Street & about 6 weeks*

Question. What is your business or profession?

Answer. *I am not doing anything at present*

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

Answer. *I am not guilty and demand  
an examination*

*Rose Parker*

Taken before me this  
day of *February* 1889

*Co. J. H. Kelly*  
Police Justice.

0215

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 Two 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 7 1889 Sam'l C. Bailey 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.*



02 16

BAILED,  
No. 1, by Daniel L. Hallock  
Residence 73- 6th Avenue Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court--- 2 214 District.

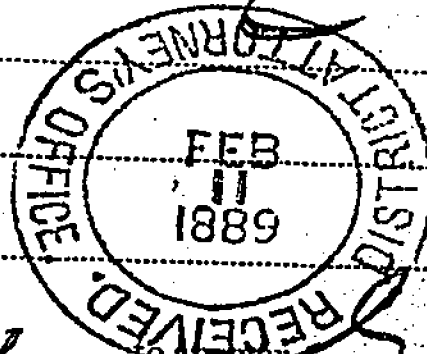
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Alice Woolley  
Rose Parker

Offence Larceny  
Felony

Dated Feb 7 1889  
D. J. Keilly Magistrate.  
Bullivan Officer.  
15 Precinct.

Witnesses Anna Hall  
No. 68 West 11 Street.  
\$1000 & Feb 8. 9 1/2 a.m.

No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.  
\$1000



COMMITTED.

0217

**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.]

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

*Ask to see Mr. Hartman*

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

To *Alice Woolley*  
of No. *65 West 11th* 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 *21st* day of *March* 1889, 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

*Rose Parker*

Dated at the City of New York, the first Monday of *March* in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

02 18

Court of General Sessions.

THE PEOPLE

vs.

Rose Parker

City and County of New York, ss:

sworn, deposes and says: I reside at No.

John W. Reilly  
3 Bank

being duly

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 20<sup>th</sup> day of March 1889, I called at No. 65 West 11<sup>th</sup> Street

the alleged residence

of

Alice Woolley

the complainant herein, to serve her with the annexed subpoena, and was informed by

the Janitor of said premises that Alice Woolley had moved about a month ago, and that he did not know where she had moved to. I also inquired of several tenants in the house, and received the same information

Sworn to before me, this 21<sup>st</sup> day  
of March 1889

John W. Reilly  
Subpoena Server  
Notary Public N.Y.C.

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*Alice Woolley*

vs.

*Rose Parker*

Offence :

JOHN R. FELLOWS,

*District Attorney.*

*Affidavit of*

*John W. Peile*

*Subpoena Server.*

**Failure to Find Witness.**

02 19



0220

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Rose Parker

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

Rose Parker

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

The said

Rose Parker

late of the Fifteenth Ward of the City of New York, in the County of New York  
aforesaid, on the second day of February in the year of  
our Lord one thousand eight hundred and eighty-nine in the night time of the same day,  
at the Ward, City and County aforesaid, with force and arms,

ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as  
United States Treasury notes), of the denomination and value of ten dollars each; ten  
promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),  
of the denomination and value of ten dollars each; ten United States Silver  
Certificates of the denomination and value of ten dollar each; ten United States  
Gold Certificates of the denomination and value of ten dollars each;

of the goods, chattels and personal property of one

Elise Woolley

in the dwelling-house of the said

Elise Woolley

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

0221

SECOND COUNT---

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

*Rose Parker*

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

The said

*Rose Parker*

late of the *Fifteenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *second* day of *February* in the year of  
our Lord one thousand eight hundred and eighty*nine* at the Ward, City and County  
aforesaid, with force and arms,

*ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as  
United States Treasury notes), of the denomination and value of *ten* dollars each; *ten*  
promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),  
of the denomination and value of *ten* dollars each; *ten* United States Silver  
Certificate of the denomination and value of *ten* dollars each; *ten* United States  
Gold Certificate of the denomination and value of *ten* dollars each;

of the goods, chattels and personal property of one

*Elise Woolley*

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

*Elise Woolley*

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

*Rose Parker*

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

JOHN R. FELLOWS,

District Attorney.

0222

**BOX:**

343

**FOLDER:**

3235

**DESCRIPTION:**

Peck, George

**DATE:**

02/21/89



3235

Witnesses

*Winstock*

*W. Sherman*

Counsel,

Filed *21* day of *Feb* 188*9*

Pleads

*Guilty - w -*

THE PEOPLE

vs.

*B*  
*George Beck*  
*(2 cases)*

POLICY.  
[§ 844, Penal Code].

JOHN R. FELLOWS,

— District Attorney.

A TRUE BILL.

*Edmund*

Foreman.

*Part III February 21/90 -*

*Pleads guilty -*

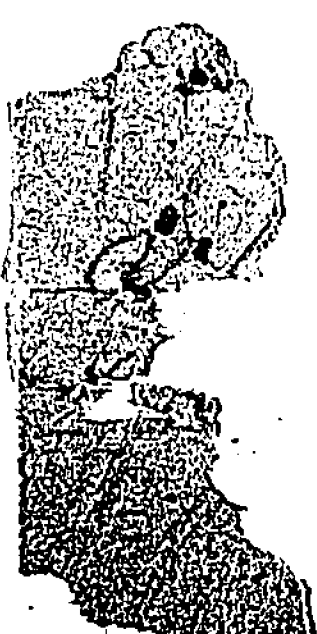
*Sen suspended.*

0223



0224

Joe Bond  
10 S. Madison at 9 am  
in case of trouble  
Bond get me at Ray  
messing 50¢  
J. Drell.



CITY OF New York  
COUNTY OF New York  
AND STATE OF NEW YORK.

Antony Beaman of 150 Nassau Street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that John Ross whose name is unknown but who can be identified by W. J. Beaman did, on or about the 6<sup>th</sup> day of February, 1889, at number 170 Houston street, in the City of New York and County of New York, unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery tickets and further that the said, John Ross

has in his possession, within and upon certain premises, occupied by him and situated and known as number 170 Houston street, in the City of New York and County of New York, what are commonly known as, or are called lottery tickets or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery tickets or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in his possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Subscribed and sworn to before me,  
this 8 day of February, 1889.  
Police Justice.

Antony Beaman

CITY OF New York  
COUNTY OF New York  
SS.

150 Nassau Street  
day of February  
1889, aforesaid, he called at the place of business of being duly sworn further deposes and says, that on the premises 170 Houston Street and there purchased the said paper, ticket and instrument, as annexed to foregoing affidavit. under the following circumstances to wit: Dependent there saw the said John Ross in conversation with him in substance as follows

Subscribed and sworn to before me,  
this 9 day of February, 1889.  
Police Justice.

0226

CITY OF *New York* COUNTY OF *New York* } ss.  
AND STATE OF NEW YORK.

*Anthony Bantock* of 150 Nassau Street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that *John Roe* whose real name is unknown but who can be identified by *W.D. Sherman* did, on or about the *6<sup>th</sup>* day of *February*, 1889, at number *170 Thompson* street, in the City of *New York* and County of *New York* unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery *policies* and further that the said, *John Roe*

has in *his* possession, within and upon certain premises, occupied by *him* and situated and known as number *170 Thompson* street, in the City of *New York* and County of *New York* aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in *his* possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Subscribed and sworn to before me,  
this *8* day of *February* 1889

Police Justice.

*Anthony Bantock*

CITY OF *New York* COUNTY OF *New York* } ss.

*150 Nassau street* *W.D. Sherman*, of  
*1<sup>st</sup>* day of *February* 1889, aforesaid, he called at the place of business of  
the said *John Roe* aforesaid, at the said  
premises *170 Thompson street* and there purchased the said paper, ticket and instrument,  
purporting to be what is commonly called a lottery *policy* as annexed to foregoing affidavit.  
~~under the following circumstances to wit: Deponent there saw the said~~  
~~and had conversation with~~ in substance as follows

~~Deponent said,~~

Subscribed and sworn to before me  
this *8* day of *February* 1889  
*Police Justice*

0227

Subscribed and sworn to before me  
at City of New York, County of New York  
this 8 day of February 1889  
Jesse J. Smith  
Notary Public

the said premises 170 Thompson Street, in the City of New York, and there purchased the said paper, ticket and instrument, as annexed to foregoing affidavit, under the following circumstances to wit: Dependent thereon saw the said and had conversation with him in substance as follows:  
being duly sworn further deposes and says, that on the 14 day of February 1889, aforesaid, he called at the place of business of 150 Nassau Street  
and there purchased the said paper, ticket and instrument, as annexed to foregoing affidavit, under the following circumstances to wit: Dependent thereon saw the said and had conversation with him in substance as follows:  
Subscribed and sworn to before me,  
this 8 day of February 1889,  
Police Justice.

Anthony J. Smith

has in his possession, within and upon certain premises, occupied by him and situated and known as number 170 Thompson Street, in the City of New York and County of New York, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in his possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Anthony J. Smith of 150 Nassau Street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that the said premises, within and upon certain premises, occupied by him and situated and known as number 170 Thompson Street, in the City of New York and County of New York, are unlawfully and knowingly sold, furnished, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery policies or lottery tickets, and further that the said, Jesse J. Smith, has in his possession, within and upon certain premises, occupied by him and situated and known as number 170 Thompson Street, in the City of New York and County of New York, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in his possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

CITY OF New York  
COUNTY OF New York  
AND STATE OF NEW YORK.  
ss.





0228

POLICE COURT— 1<sup>st</sup> DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

LOTTERY AND POLICY.

Anthony Carlucci

VS.

John Roe

Dated Feb 8 1889

Magistrate.

Clerk.

Officer.

WITNESSES:

A Carlucci

W. J. Allen

Bailed, \$

to answer Sessions.

By

Street.

0229

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss*George Peck*

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. *George Peck*

Question. How old are you?

Answer. *41 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *166 Muehlenberg Street, 4 mos*

Question. What is your business or profession?

Answer. *clerk*

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

Answer. *I am not guilty*  
*George Peck*

Taken before me this

day of

188

*Police Justice.*

0230

City and County of New York, ss.

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Corio  
W. J. Sherman of 150 Nassau Street, New York

City, that there is probable cause for believing that John Roe, whose real name  
is unknown but who can be identified  
by W. J. Sherman

has in his possession, at, in and upon certain premises occupied by him and situated and known number  
170 Thompson street in said City of New York certain and divers  
device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings,  
papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and  
other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-  
boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day  
time to make immediate search on the person of the said John Roe  
and in the building situate and known as number 170 Thompson street aforesaid,  
for the following property, to wit: all Faro layouts,      Roulette Wheels and layouts,       
Rouge et Noir, or Red and Black layouts,      gaming tables,      chips,      packs  
of cards,      dice,      deal boxes,      lottery policies,       
lottery tickets,      circulars,      writings,      papers,       
documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery,      books  
     documents for the purpose of enabling others to gamble or sell lottery policies,      black-  
boards,      slips or drawn numbers of a lottery,      money to gamble with, and all device,  
establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the First District  
Police Court at the Tombs - Centre street in the City of New York.

Dated at the City of New York, the  
8th day of February 1889

A. J. White

POLICE JUSTICE.



0231

Inventory of property taken by James B. Jones the Peace Officer by whom this warrant was executed :

Three  ~~layouts~~,  ~~Roulette Wheels~~,  ~~Roulette layouts~~, one Rouge et Noir lay-

outs, one gaming tables,  ~~chips~~, three packs of cards,  ~~dice~~,  ~~deal~~

~~boxes~~,  ~~deal trays for holding chips~~,  ~~cue boxes~~,  ~~markers, or tally cards~~,

~~ivory balls~~,  ~~lottery policies~~, 4 lottery tickets, 2  ~~packs~~  returns of Policy

papers, two black boards, six  ~~packs~~ slips, or drawn numbers in policy,  ~~money~~,

one manifold books,  ~~slates~~, one agate Pencil, 1 Rubber dv.

City of New York and County New York ss:

I, James B. Jones the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 8<sup>th</sup> day of February 1889 } James B. Jones

[Signature] Police Justice.

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Anthony Leonard  
vs.  
John Henry George Rich

Search Warrant.

Dated Feb 8<sup>th</sup> 1889

Justice.

Officer.

0232

Sec. 151.

Police Court, First District.

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

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable 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 ambrose constable W. J. Sherman of No. 150 Nassau Street, charging that on the 1<sup>st</sup> day of Feb 1889 at the City of New York, in the County of New York that the crime of selling what is commonly called a lottery policy

has been committed, and accusing John Roe of 170 Thompson St whose real name is unknown but who can be identified by W. J. Sherman thereof.

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, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the First 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 8<sup>th</sup> day of Feb 1889  
[Signature] POLICE JUSTICE.



0233

POLICE COURT,.....DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Amethon J. Smith*

vs.

*John A. H.*

*George P. H.*

Warrant-General.

Dated *Feb 28* 188*9*

Magistrate.

Officer.

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

Officer.

Dated.....188

This Warrant may be executed on Sunday or at  
night.

Police-Justice.

REMARKS.

Time of Arrest,.....

Native of.....

Age,.....

Sex,.....

Complexion,.....

Color,.....

Profession,.....

Married,.....

Single,.....

Read,.....

Write,.....

0234

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

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

Dated July 9 188 9 A. J. White Police Justice.

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

Dated July 9 188 9 A. J. White 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.



0236

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before James J. Whaly a Police Justice  
of the City of New York, charging George Beck Defendant with  
the offence of Luncheon

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

We, George Beck Defendant of No. 108  
108 McChargel Street; by occupation a Black  
and Charles Koss of No. 138 East Houston  
Street, by occupation a Real Estate Surety, hereby jointly and severally undertake that  
the above named George Beck Defendant  
shall personally appear before the said Justice. at the 1 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Five  
Hundred Dollars.

Taken and acknowledged before me, this 11

day of February 1889

J. J. Whaly  
(POLICE JUSTICE.)



0237

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Sworn to before me, this*  
*1st day of March, 1888,*  
*at New York City,*  
*Police Justice.*

the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth one Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and  
liabilities, and that his property consists of

*House and lot*  
*number 138 East Houston*  
*Street of the full value of*  
*One thousand Dollars*  
*Charles Koss*

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

*Undertaking to appear*  
*during the Examination.*

Taken the 1st day of March 1888

Justice.



0238

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

Anthony Bountock being duly sworn, deposes  
and says, that George Beck  
here present, is the one known as John Roe  
in annexed complaint.

Subscribed and sworn to before me, this  
8<sup>th</sup> day to February 1889

Anthony Bountock

Police Justice.

0239

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*George Peck*

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

*George Peck*

of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, committed as follows.

The said

*George Peck*

late of the City of New York in the County of New York aforesaid, on the *eight* day of *February* in the year of our Lord one thousand eight hundred and eighty *nine*, at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

what is commonly called a Lottery Policy, the same being a certain paper, and writing, as follows, that is to say:

*B + 8 -*

*162942710*

(a more particular description of which said paper and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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

*George Peck*

of the CRIME OF SELLING A PAPER, WRITING, AND DOCUMENT, IN THE NATURE OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said

*George Peck*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

0240

a certain paper, writing and document, in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document, is as follows, that is to say :

B 48 —  
16 29 42 f 10

(a more particular description of which said paper, writing and document, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

— George Peck —

of the CRIME OF SELLING A WRITING, PAPER, AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said

George Peck

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

William J. Sherman

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

B 48 —  
16 29 42 f 10

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

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

— George Peck —

of the CRIME OF SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows :

0241

The said

*George Peck*

late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid,  
at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers  
of a certain lottery, the same being a scheme for the distribution of property by chance among  
persons who had paid or agreed to pay a valuable consideration for such chance (a more particular  
description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be  
given), which said paper, writing and document is as follows, that is to say :

*B. 4. 8 —*

*16 29 42 / 10*

(a more particular description of which said paper, writing and document is to the Grand Jury  
aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.

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

*George Peck*

of the CRIME OF SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE  
OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

*George Peck*

late of the City and County aforesaid, afterwards, to wit : On the day and in the year aforesaid,  
at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of  
a certain lottery, the same being a scheme for the distribution of property by chance among certain  
persons who had paid or agreed to pay a valuable consideration for such chance (a more particular  
description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be  
given), which said paper, writing and document is as follows, that is to say :

*B. 4. 8 —*

*16 29 42 / 10*

(a more particular description of which said paper, writing and document is to the Grand Jury  
aforesaid unknown, and cannot now be given), 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.

trussess: *W. H. Brown*

Amstck

Filed 21 day of July 1889  
Plends Argueley w

## Pleads

THE PEOPLE

[illegible]

George Beck  
(2 cases)

JOHN R. FELLOWS,

*District Attorney.*

# A TRUE BILL

Edmund Graham

*Foreman.*

Oct 21

Part III February 21/90

Flacks Entry.

I need Fifty Dollars:

**POLICY.** [§ 844, Penna Code].

0242



0243

162942/10  
18-

Justice,



0244

Feb 8/89 10 ct  
George Peck -  
170 Thompson

Mr. J. S.

AB



0245

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 7th DISTRICT.

Anthony Bourtois

of No. 150 Nassau Street, aged 44 years,

occupation Sec'y & Chief Special Agt being duly sworn deposes and says,

that on the 8th day of February 1889

at the City of New York, in the County of New York, George Beck here

present, did unlawfully sell, a certain, what is  
commonly called a Lottery Policy, and did  
keep and use a certain room, device, establishment  
and paraphernalia for gambling purposes, in violation  
of Section 344 of the Penal Code, of the State of  
New York - Deponent further says the paper or what  
is commonly called a Lottery policy, was sold to  
W. J. Sherman and is hereto annexed.

Anthony Bourtois

Sworn to before me, this

of

February

1889

day

Police Justice,

0246

Police Court-- District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Anthony Countock

vs.

George Rich

AFFIDAVIT.

Dated Feb 8<sup>th</sup> 1887

A. J. White Magistrate.

James J. Jones Officer.  
Adversus

Witness,

A. Countock

W. J. Sherman.

Disposition,

0247

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*George Peck* 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. *George Peck*

Question. How old are you?

Answer. *41 years*

Question. Where were you born?

Answer. *MA*

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

Answer. *168 Macdougall St. N. Y. 2 mos*

Question. What is your business or profession?

Answer. *clerk*

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

Answer. *I am not guilty*  
*George Peck*

Taken before me this

day of

188

Police Justice.



0248

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

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

Dated July 9 188 9 A. J. White Police Justice.

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

Dated July 9 188 9 A. J. White 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.

0249

Bond renewed Apr. 23/89

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

227

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Comstock  
Sergeant Peck

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

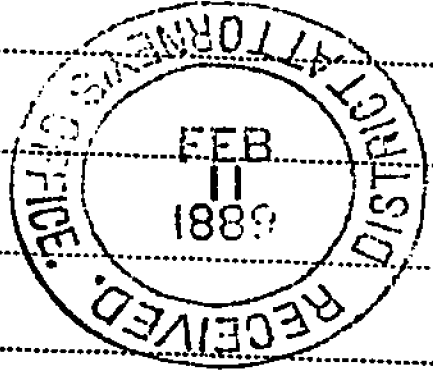
Street.

\$

3710

to answer

By Feb. 4<sup>th</sup> 1889  
Bailed 500



0250

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*George Peck*

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

*George Peck*

of the CRIME OF SELLING WHAT IS COMMONLY CALLED A LOTTERY POLICY, committed as follows:

The said

*George Peck*

late of the City of New York in the County of New York aforesaid, on the *sixth* day of *February* in the year of our Lord one thousand eight hundred and eighty *nine*, at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

what is commonly called a Lottery Policy, the same being a certain paper, and writing, as follows, that is to say:

*Beck v Te - 1 -*  
*- 4 - 16 62 / 10*

(a more particular description of which said paper and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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

*George Peck*

of the CRIME OF SELLING A PAPER, WRITING, AND DOCUMENT, IN THE NATURE OF A BET AND WAGER UPON THE DRAWING OF A LOTTERY, committed as follows:

The said

*George Peck*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one

0251

a certain paper, writing and document, in the nature of a bet and wager upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document, is as follows, that is to say :

*Buht N Te -1-*  
*-4-16 62*  
*f10*

(a more particular description of which said paper, writing and document, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

*George Peck*  
of the CRIME OF SELLING A WRITING, PAPER, AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said

*George Peck*  
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, feloniously did sell to one *William J. Sherman*

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

*Buht N Te -1-*  
*-4-16 62*  
*f10*

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

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

*George Peck*  
of the CRIME OF SELLING A PAPER, WRITING AND DOCUMENT IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows :



0252

The said

*George Peck*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

a certain paper, writing and document in the nature of a bet and wager upon the drawn numbers  
of a certain lottery, the same being a scheme for the distribution of property by chance among  
persons who had paid or agreed to pay a valuable consideration for such chance (a more particular  
description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be  
given), which said paper, writing and document is as follows, that is to say:

*Bull N Te - 1 -*

*- 4 - 16 62*

*110*

(a more particular description of which said paper, writing and document is to the Grand Jury  
aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.

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

*George Peck*

of the CRIME OF SELLING A WRITING, PAPER AND DOCUMENT IN THE NATURE  
OF AN INSURANCE UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

*George Peck*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, feloniously did sell to one

*William J. Sherman*

a certain paper, writing and document in the nature of an insurance upon the drawn numbers of  
a certain lottery, the same being a scheme for the distribution of property by chance among certain  
persons who had paid or agreed to pay a valuable consideration for such chance (a more particular  
description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be  
given), which said paper, writing and document is as follows, that is to say:

*Bull N Te - 1 -*

*- 4 - 16 62*

*110*

(a more particular description of which said paper, writing and document is to the Grand Jury  
aforesaid unknown, and cannot now be given), 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.



0253

**BOX:**

343

**FOLDER:**

3235

**DESCRIPTION:**

Perigiovanni, Mariano

**DATE:**

02/07/89



3235

Witnesses:

*W. B. O'Connell*  
*W. J. Sullivan*  
*John P. [unclear]*

Counsel,

Filed

Pleads,

27 day of July 1889  
*Chas. J. [unclear]*

THE PEOPLE

vs.

*Mariano Perigiovanni*

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

JOHN R. FELLOWS,

*District Attorney.*

**A True Bill.**

*W. B. O'Connell*  
*July 11/89.*

Foreman.

*Verdict of Acquitted*

0255

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Henry Taylor  
Paumotu of No.

59 Broadway Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of David G. Taylor  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 27  
day of January 1889 } Henry Taylor

[Signature]  
Police Justice.

0256

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2<sup>d</sup> DISTRICT.

Edward Gallagher

of the 8<sup>th</sup> Police Precinct, aged years.

occupation Police Officer being duly sworn deposes and says

that on the day of 188

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

Acchile De Anglin (now here) is the complainant and a material witness on a certain complaint against Marino Penizioranni charged with Felonious Assault, and deponent has good reason to believe that said De Anglin will not appear at the next Court of General Sessions and testify as such witness, deponent therefore asks that said Acchile De Anglin may be committed to the House of Detention until he shall be thence delivered by due course of law.

Edward J. Gallagher

Sworn to before me, this

of February 1889

4 day

James J. McLaughlin Police Justice.



0257

Police Court—2 District.City and County } ss.:  
of New York, }

of No. 524 Broom Street, aged 82 years,  
 occupation Button hole maker being duly sworn  
 deposes and says, that on the 2nd day of February 1889 at the City of New  
 York, in the County of New York, in Sullivan Street

he was violently and feloniously ASSAULTED and BEATEN by Mario  
Perigioranni (now here) who willfully  
 and maliciously cut and stabbed  
 deponent in the left side of the head  
 with some sharp instrument which  
 he the said deponent then and there  
 held in his hand, inflicting a severe  
 a painful 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<sup>th</sup> dayof February 1889

Amille DeAngelis

Laurence Bull Police Justice.



0258

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Marino Perigiovanni* 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.

*Marino Perigiovanni*

Question. How old are you?

Answer.

*40 years old*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*45 Thompson St.*

Question. What is your business or profession?

Answer.

*Stone Mason*

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*

*Mariano Perigiovanni*

Taken before me this

day of *July* 188*9*

*James H. Smith*  
Police Justice.

0259

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 unt  
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 July 4 188 9 Samuel 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 he to be discharged.

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

0260

Police Court---

District.

2 1909

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Acchile De Anglio  
vs.  
Marino Perigiovanni

Offence  
Assault & battery

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

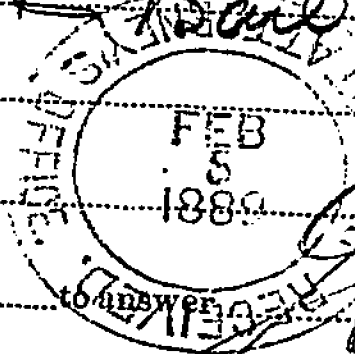
Dated Feb 4 1889

O'Reilly  
Ed Gallagher  
Magistrate.  
Officer.  
Precinct.

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street.

Complainant committed to  
the House of Detention in default  
of \$100.00 Bail

No. \_\_\_\_\_ Street.  
\$ 50.00



COMMITTED

Assault

0261

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Mariano Perigiovanni*

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

The said

*Mariano Perigiovanni*

late of the City of New York, in the County of New York aforesaid, on the  
*second* day of *February* 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 *Achille De Angelis*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *him* the said *Achille De Angelis*  
with a certain *sharp instrument to the*  
*Grand Jury aforesaid unknown*  
which the said *Mariano Perigiovanni*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent

*him*

the said

*Achille De Angelis*

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

The said

*Mariano Perigiovanni*

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 *Achille De Angelis*  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *him* the said

*Achille De Angelis*  
with a certain *sharp instrument to the*  
*Grand Jury aforesaid unknown*  
which the said *Mariano Perigiovanni*

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.

0262

THIRD COUNT—

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

The said *Mariano Perigiovanni*  
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  
*Achille De Angelis* in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
him the said *Achille De Angelis*  
with a certain *sharp instrument to the*  
*Grand Jury aforesaid unknown*  
which *he* the said *Mariano Perigiovanni*  
in *his* right hand then and there had and held, in and upon the *head*  
\_\_\_\_\_ of *him* the said *Achille De Angelis*

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 *Achille De Angelis*

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.



0263

**BOX:**

343

**FOLDER:**

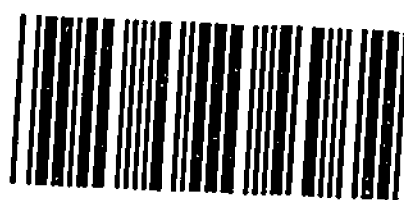
3235

**DESCRIPTION:**

Powers, Thomas

**DATE:**

02/06/89



3235

0264

**BOX:**

343

**FOLDER:**

3235

**DESCRIPTION:**

McCarthy, James

**DATE:**

02/06/89



3235

0265

**BOX:**

343

**FOLDER:**

3235

**DESCRIPTION:**

McLean, James

**DATE:**

02/06/89



3235

0266

**BOX:**

343

**FOLDER:**

3235

**DESCRIPTION:**

Mulery, Edward

**DATE:**

02/06/89



3235



*Exhibit A*

Witnesses;

*David Taylor*

*off Guy Corner  
11th Street*

*March 8/89*

*Chas. J.*

*Spied interrogated*

*Pratt.*

*March 22 1889. etc to the  
3rd & 4th People have  
no evidence except  
their some days subsequent  
to the burglary they were  
arrested in company with  
No 8 acquitted as per  
entertainment above. Maxson  
recommending them for indictment for  
discovery of the evidence  
discussed Det. Det.*

*16*

Counsel,  
Filed  
Pleads,  
2.3.4.4  
day of  
1889

THE PEOPLE  
vs.  
Thomas Bowers  
James M. Mc Carthy  
James M. Mc Lean  
and  
Edward Mulberry  
Burglary in the Third degree.  
[Section 498.506, 518.506] - 1.

JOHN R. FELLOWS,

District Attorney.

A True Bill

*Robinson*

*6/89 Foreman.*

*6/89*

*SP34*

*March 16/89*

0267

0268

Police Court—3 District.City and County } ss.:  
of New York,of No. 59 Bowery Street, aged 26 years,  
occupation Pawn Broker and Jeweler being duly sworndeposes and says, that the premises No. 59 Bowery Street, 10<sup>th</sup> Ward  
in the City and County aforesaid the said being a three story brickBuilding and the ground floor  
and which was occupied by deponent as a Pawn Broker and Jeweler Storeand in which there was at the time a human being, by name Henry Taylor David G.Taylor, Charles Blind, Harry Samson  
were BURGLARIOUSLY entered by means of forcibly breaking theshow window facing the bowery with two bricks.on the 25<sup>th</sup> day of January 1889 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:Two double case gold watches, one open  
face silver watch, one black metal watch  
(all shown under) altogether of the  
Value of One Hundred dollars(100<sup>00</sup>)The property of Taylor Brothers of which  
the property of deponent is a partnerand deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen and carried away byThomas Power, James M. McCarthy, James McLean  
and Edward Mulvey (all sworn here)(and all acting in concert together)  
for the reasons following, to wit: On the date above mentionedabout the hour of 3 o'clock in the afternoon  
deponent saw said Powerof said store having a brick in each hand  
and deliberately break said window withsaid bricks; put his hand in through said  
window and snatch the afore-described property.That immediately before said Burglary deponent  
saw said McCarthy put a padlock in the

0269

door leading into store. And lock said door.  
Defendant saw said McLean at the time of  
said Burglary in Company with said Powers  
all of whom ran away after said  
Burglary was committed.

Defendant is further informed  
by his brother Henry Taylor that while  
he the said Henry was in the act  
of pursuing said defendant, the said Mallery  
attempted to stop <sup>Henry said Henry</sup> defendant and other  
persons who were in pursuit of  
said defendant.

Sworn to before me  
this 27<sup>th</sup> day of January 1889 David C. Taylor  
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.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated \_\_\_\_\_ 188 \_\_\_\_\_  
Police Justice.

Police-Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ \_\_\_\_\_ to answer General Sessions.



0270

Sec. 193-200.

CITY AND COUNTY  
OF NEW YORK ss.

3.

District Police Court.

*Edward Mulery* 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.

*Edward Mulery*

Question. How old are you?

Answer.

*21 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*20 Henry street New York about 2 weeks*

Question. What is your business or profession?

Answer.

*Agent*

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.*

*Edward. Mulery.*

Taken before me this

day of

188

Police Justice.



0271

Sec. 103-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3 District Police Court.

*James McLean* 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 McLean*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *New York City.*

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

Answer. *Chrystie Street, I do not know the number.*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty.*

*J. A. McLean*

Taken before me this

day of

1885

Police Justice.

0272

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *James Nicholas McCarthy*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *283 Magnolia Street Brooklyn N.Y. 6 months*

Question. What is your business or profession?

Answer. *Furniture maker*

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.*

*James N. McCarthy*

Taken before me this

*27*

day of *August* 188*8*

Police Justice.

0273

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Thomas Powers* 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. *Thomas Powers*

Question. How old are you?

Answer. *21 years.*

Question. Where were you born?

Answer. *New York City.*

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

Answer. *101 Monroe Street And 13 months*

Question. What is your business or profession?

Answer. *Butcher*

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 of burglarizing  
the premises, and had no one  
to assist me.*

*Thomas Powers*



Taken before me this

day of *August* 188*5*

Police Justice.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 May 27 188 9 J. J. Deasy 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.



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311  
Police Court--- 3

154  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Harold Taylor  
89 Bowery

Thomas Peters

James A. M. Carthy

James M. Lewis

Edward Mulvey

Offence Burglary

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated January 27 1889

Wiffy Magistrate.

~~James A. M. Carthy~~ Officer.

James M. Lewis Precinct.

Witnesses Henry Taylor

No. 59 Bowery Street.

Charles Blom

No. 59 Bowery Street.

No. .... Street.

No. .... Street.

\$ 1000 to answer

Can

Can

Can

0277

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*  
*Thomas Powers, James*  
*N. Mc Carthy, James A.*  
*Mc Keau and Edward Mulery*

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

*Thomas Powers, James N. Mc Carthy,*  
*James A. Mc Keau and Edward Mulery*

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

The said

*Thomas Powers, James N. Mc Carthy*  
*James A. Mc Keau and Edward Mulery, all*

late of, the *Tenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty-fifth* day of *January* in the year of  
our Lord one thousand eight hundred and eighty-nine, with force and arms, at the Ward,  
City and County aforesaid, a certain building there situate, to wit: the *store* of one

*David C. Taylor*

feloniously and burglariously did break into and enter, with intent to commit some crime therein,  
to wit: with intent, the goods, chattels and personal property of the said

*David C. Taylor*

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

## SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said  
*Thomas Powers, James N. Mc Carthy,*  
*James A. Mc Keau and Edward Mulvey*  
 of the CRIME OF *Grand LARCENY* in the second degree, committed as follows:

The said *Thomas Powers, James N. Mc Carthy, James*  
*A. Mc Keau and Edward Mulvey,* all  
 late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
 at the Ward, City and County aforesaid, in the day time of the said day, with force and arms,

*two watches of the value*  
*of forty dollars, each, one other*  
*watch of the value of fifteen*  
*dollars, and one other watch*  
*of the value of five dollars*

of the goods, chattels and personal property of one

*David C. Taylor*  
 in the *store* of the said *David C. Taylor*

there situate, then and there being found, in the *store* 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.*