

0930

BOX:

32

FOLDER:

390

DESCRIPTION:

Zimmerman, Thomas

DATE:

02/28/81



390

0931

March 18
Filed 18 day of Feb 1881
Pleads *Guilty (Chs 1)*
18 E. 109 THE PEOPLE
345 E. 109 vs.
Written for
H. L. I.
P
Thomas J. ...
Daniel G. ...
BENJ. K. PHELPS
District Attorney.
Part two: March 8, 1881.
Jury & convicted - A. & B.
A True Bill.
(*W. J. ...*)
Foreman
Pen. 1.4. & 150 fine
part 1 ...

Felony Assault and Battery.

0931

EB

March 1

no 200

Filed *28* day of *Feb* 1881

Pleads *Guilty (Mch 1)*

18 E. 109
345

THE PEOPLE

vs.

Written not here
Mch 1

P

Felony Assault and Battery.

Thomas Hammett
Daniel G. Hollins
BENJ. K. PHELPS

District Attorney.

Part two: March 8. 1881.
tried & convicted - A. + B

A True Bill.

(Hypocrite)

Foreman

Pen. 1.4. + 150 fine

part 1 March 8

0932

N. Y. General Session
of the Peace.

The People vs. }

Thomas Zimmermann }

City and County of New York: Charles
Knox of said City being duly
sworn says. That he is a
householder and does business
as a hatter in the City of New
York. That he is acquainted
with the father of the prisoner
Thomas Zimmermann, said father
of said Zimmermann being em-
ployed in the business of said
deponent as a mechanic & a
very law-abiding. That said prisoner's
father is an "industrious, sober and an
honest" man. That the pris-
-oner has no means with
which to pay the fine of
(\$50) Fifty dollars imposed
by the Court of General Session
on the 8th day of March
1887. That the said prisoner
is now within a few days

0933

of serving out the time pres-
cribed by the said part of
General Sessions to wit. one
year in the Penitentiary. ~~and~~

Sworn to before me

this 7th day of January 1882

John H. Van Ness

Notary Public

N.Y. Co.

C. H. H. H.

0934

front of General Saxton
of the peace.

The People 10: }
Thomas Zimmerman }

Cited from the New York Times: Melita S. Henderson
being duly sworn says: That
she is the wife Henry N. Henderson
and sister of Thomas Zimmerman
convicted in the front of General Saxton
of the peace of a felonious assault
and battery on the 8th day of March
1891 and sentenced to one year
imprisonment in the Penitentiary
and a fine of fifty dollars.
That the prisoner Thomas Zimmerman
is a young man (eighteen years
of age) without any trade or
which he can make a living and
is afflicted with a stoppage in his
speech which prevents him getting
active employment.
Deponent further says that
said Thomas Zimmerman is
without any pecuniary means
with which to pay the fine

0935

imposed by said Court of General
Sessions after peace

Shown before me this 7th
day of January 1882

J. R. Roberts

Notary Public Salata & Henderson
City Conn.

0936

161. East 74th St.
Office 154 Nassau St
New York January 6th
1882.

To whom it may concern:

I certify
that I have been for over twenty
years acquainted with John B.
Zimmermann, the Father of the
unfortunate youth whose name
appears in the annexed paper,
that I have always known the
said John B. Zimmermann to
be an industrious, sober, and
respectable mechanic - a hatter
by trade - that I have inquired
into his condition & circumstances,
and verily believe he is without
money, property or means, and

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unable to satisfy and pay the
fine or penalty of fifty dollars
imposed by the Court against the
said Thomas Zimmermann
Wm. Sinclair

0938

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK,

Thomas Guinnemann being duly sworn, deposes and says that he was convicted of *Assault and Battery* at the court of *General Sessions of the Peace*, and on the *1st* day of *March*, 187*9* was sentenced by *Hon. Judge Smith*, Recorder to confinement in the New York Penitentiary for the term of *One* year and *one* month, and fined *Fifty*

Fifty dollars, and in default of payment thereof to be held in custody for the further term of *Fifty* days or until the same be paid. *and that he was*

And he further deposes and says that he is credibly informed and verily believes that his Excellency the Governor of the said State *will* upon the report of the Warden of the said Penitentiary, that he had complied with the requirements of the act passed February 20, 1875—direct a deduction of *three* months from the term of his sentence, whereby the said term expired on the *fourth* day of *April*, 187*9*.

And he still further deposes and says that he is entirely without money, property or means of any kind, and that he is utterly unable to satisfy and pay the said fine of *Fifty*

dollars, for the non-payment of which he has been since the *will be* day of *April*, 187*9*, and is now held in custody at the Penitentiary aforesaid *unless the fine be paid*

before the expiration of said term of sentence.

Sworn and subscribed before me this

day of

January, 187*9*.*Thomas Guinnemann**John C. Heagerty**Notary Public*

I hereby certify that the facts set forth in the above written affidavit as to the date and term of sentence—as well as to the time of the expiration thereof—of the above affiant *Thomas Guinnemann* and the deduction from the term of said sentence directed by the Governor of the State of New York are true.

Blackwell's Island, New York City,

January, 187*9*.*John M. Roy*
Warden of the New York Penitentiary.

20. 21. General Sessions of the Court.

THE PEOPLE

Of the State of New York

Thomas J. ...

March 1st 1889

PENITENTIARY.

James ...

And to pay a fine of

10 Dollars

And to stand committed until the same be paid, or be imprisoned for ... *10* days.

AFFIDAVIT

DEFENDANT

of Inability to Pay Fine.

James ...
Attorney at Law
Albany, N.Y.
May 10/89

Proclamation

of my ...

to ...

for ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

to ...

0940

POLICE COURT, FIFTH DISTRICT.

City and County of New York, ss.

THE PEOPLE,

vs.

On Complaint of

James Fitzpatrick

For

Assault & Battery

Thomas Zimmerman

After being informed of my rights under the law, I hereby *demand* a trial, by Jury, on this complaint, and demand a trial at the COURT OF *General* SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated, *February 20th* 18*71*

Maurice P. ...

Police Justice.

Thomas Zimmerman
Maurice

0941

Police Court— 5th District.

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

of No. 2136-*Seamus* *James Fitzpatrick*
on *Sunday* the *20th* being duly sworn, deposes and says, that
in the year 18*71*, at the City of New York, in the County of New York.

he was violently ASSAULTED and BEATEN by *Thomas Zimmerman*
(now here) who struck deponent a violent blow
upon the forehead with an ale glass
which glass he the said *Thomas Zimmerman*
then & there held in his hand, thereby cutting
deponent's forehead, that deponent was so assaulted & beaten
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this *20th*
day of *February* 18*71*

Maune J. Power

POLICE JUSTICE.

0942

FORM 11.

Police Court—

5th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Fitzpatrick
2136 2nd Ave
Thomas Zimmerman

AFFIDAVIT, A. & B.

Dated

February 20th

1881

Power

Justice.

Lacey 23rd

Officer.

Witness



\$ *500*

to Ans.

General

Sess.

Bailed by

Com

No.

0943

CITY AND COUNTY } ss.
OF NEW YORK.

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

That

Thomas Zimmerman
late of the City of New York, in the County of New York, aforesaid, on the
twentieth day of *February* in the year of our Lord
one thousand eight hundred and eighty *only* with force and arms, at the City and
County aforesaid, in and upon the body of *James Fitzpatrick*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *James Fitzpatrick*
with a certain *glass*
which the said *Thomas Zimmerman*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent *him* the said *James Fitzpatrick*
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on *the* day and in the year aforesaid, at the City and County
aforesaid, the said *Thomas Zimmerman*
with force and arms, in and upon the body of the said *James Fitzpatrick*
then and there being, willfully and feloniously did make an
assault and *him* the said *James Fitzpatrick*
with a certain *glass* which the said *Thomas Zimmerman*
in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound *him* with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *James Fitzpatrick*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Thomas Zimmerman*
with force and arms, in and upon the body of *James Fitzpatrick*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *James Fitzpatrick*
with a certain *glass*
which the said *Thomas Zimmerman*
in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *James Fitzpatrick* with intent *him* the

said James Fitzpatrick then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Thomas E. Williams

with force and arms, in and upon the body of the said James Fitzpatrick then and there being, willfully and feloniously, did make another assault and the said James Fitzpatrick with a certain glass which the said Thomas Zimmerman in his right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim him the said James Fitzpatrick 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.

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

Filed 25 day of May 1881
Plsds Wm D. Smith & Co. vs. J. A. Smith

Pleads
in Defense of

THE PEOPLE

28

Walter J. Adams
March 1.

Felonious Assault and Battery.

Richard Henry Stoddard
Private: Holmes
 BENTLEY STODDARD
 Felonio

~~BENT & BENT~~

District Attorney

Part no: Ward 8, 1887.
dried & connected - 4. 1887

A True Bill.

we Bill.
Wm. H. C. C.

Foreman
Jan. 14. 1875

Don't / think I