

0393

BOX:

157

FOLDER:

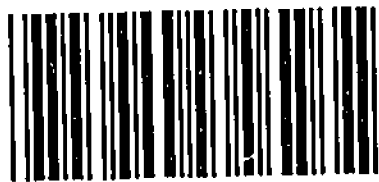
1610

DESCRIPTION:

Payne, Charles

DATE:

11/07/84



1610

0394

Witnesses:

Eda Hickory

Counsel, *Olney*
Filed *7* day of *Nov* 188*4*
Pleads *Not Guilty*

THE PEOPLE
vs. *R*
Charles A. Payne
Grand Larceny, *First degree*
[Sections 528, 580, Penal Code].

PETER B. OLNEY,
Ex Mr 24/94 District Attorney.
Ind + acquitted.
A True Bill.
Alfred MacCae
Foreman.

0395

30 District Police Court. Affidavit—Larceny.
CITY AND COUNTY OF NEW YORK, ss.

Ada Nicker
of No. 230 West 19th Street, 24 years. Nebraska
being duly sworn, deposes and says, that on the 29th day of October 1884
at the foregoing premises, in the evening in the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent.

the following property, viz :

One Gold Watch
One Silver Watch
Being in all together of the value of
Twenty Dollars

the property of Deponent.

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen, and carried away by Charles A. Payne (now Eric)

for the reason, That on said day, said de-
fendant called on deponent in the said premises
in answer to an advertisement which deponent
had inserted in the Herald. And that while
said defendant was in the said room
the said property was lying on a dressing case
in said room. And when deponent left said room
and was gone two minutes and returned to said room
she found the said property gone and said Payne
running through said street with said property

Sworn before me this

day of

Police Justice,

188

0396

in his possession, That from the time defendant left the said property in said room until she returned there was no other person in said room excepting said Payne.

Defendant fully identifies said Payne as the person who was in said premises and charges him with having taken same and carried away the aforesaid property.

Sworn to before me this 3^d day of November 1884 Add Hickey

Samuel C. Reed, Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0397

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

1092 District Police Court.

Charles A. Payne 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 *Charles A. Payne*

Question How old are you?

Answer *21 years*

Question Where were you born?

Answer

Chicago

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

Answer *488 11th Avenue 4 months*

Question What is your business or profession?

Answer

Theatrical 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 of the charge
Charles A. Payne

Taken before me this

day of *November* 188*8*

Samuel C. Kelly
Police Justice.

0398

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 Dependant

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 Nov 3 188 4 Samuel C. Bell 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.

0399

Police Court--

1719 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

230 W. 19th St.

Charles A. Payne

2

3

4

Dated

November 5

188

A. Kelly

Magistrate.

Skelly 16

Officer.

20th Precinct.

Witnesses

Skelly 16 Precinct.

No.

Street.

No.

Street.

No.

Street.

\$ 1000 to answer

Sessions.

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0400

COURT OF GENERAL SESSIONS.

-----X
The People, &c., :
- vs. - :
Charles A. Payne. :
-----X

City and County of New-York, SS.:

Jane C. Payne, the wife of the defendant, being duly sworn, deposes and says: I reside at No. 788 Eleventh Avenue with my father, James Rigney; my husband resided there with me up to the time of his arrest; we both had been residing there since last May; since last May he has worked for the Singers; he left Singers twice; this time a year ago he worked in a printing office on Eighth Avenue; he left Singers in the latter part of February or March, and then he went back again; he was canvassing for the sale of their machines; he would take hold of anything that he could get to do; he left Singers again in the latter part of May and went with Mr. Barry selling soap powder and soap at fairs; he left Singers because he was not making much; some weeks he would make four or five dollars and some weeks fifteen dollars, according to the sales he made. I have been married going on sixteen months; I have no children; I had one child but I lost it. Since my husband left Singers he has been selling soap, &c., until four weeks ago when he was at the dog show at Madison Square; he worked two weeks there, fixing up the kennels and doing anything else he could get to do. After that he got up this show - spiritualists or some kind of a travelling show; he and Barry were getting it up. This man, whose name I can't remember, in 22nd. or 23rd. street was going to furnish the money. I don't know the first thing about this charge against my husband. Ada Hickey is a variety actress and she advertised for a situation

0401

travelling; he called there and saw her and made arrangements to give her ten dollars a week and pay her expenses; he brought his partner there to see her; he was there twice; Tuesday was the first time; I believe it was the afternoon sometime; it was two weeks ago to-morrow, the 28' day of October, and he went again the next day and brought this Barry, and it seems Barry objected to her; this was on the 29' of October, in the afternoon or towards five or six o'clock in the evening; she invited him to stay for tea; it seems he did so; her brother and this man she is engaged to, as she says, were there. This was in No. 230 West 19' street. After tea he and she were in the front room and this beau of hers called her in the back room and there was some quarrelling between him and her, and my husband heard him calling him some names and speaking in a loud voice at her for being in the room alone with my husband. So my husband got up and left the room and went away. As soon as Barry came there and saw her he objected to hiring her and went away, leaving my husband there. When she had my husband arrested she had Barry arrested also but he was discharged. I don't know what became of the watches; my husband claims that he knows nothing of them. He saw the watch on her neck and she showed it to him at the tea table; she said her brother gave it to her and that it was worth fifteen dollars. I don't know what her brother's name is. She claimed that the silver watch and the other watch were on the dressing case in that front room; that is what she told me. My husband didn't see anything of the silver watch; he didn't see anything of the watch but what was on her neck. I can't tell you how long he stayed there. Wednesday night he was home at half past eight o'clock or

0402

nine o'clock, but she claims that he left there before seven o'clock. He was not arrested until the day before election, at 11 o'clock. I don't remember what time he got home Monday night; he never kept late hours; I don't remember what time he got home Tuesday night; I guess he was home to tea; it was Wednesday night he took tea with her. I went to see this woman after the arrest of my husband; she told me just as I have told you; she sent a telegram for me to go to the station house and make a charge. After these watches were taken she came down to my mother's house, she and a man by the name of Hancock, who has an office corner of 23rd street and Eighth Avenue. My husband says Hancock is working on another man's license, who was driven out of there. I heard nothing about this until a week ago last Friday night. I don't know who else was at my house when they came there but my mother. She told me that he came in and asked for my brother but she said he was not in; he said that he was a sheriff and was looking for him, and he said "Here is my card; tell his wife to come down to my office to-morrow." The next day this man showed me the pistol she had in her hand that night at my mother's house and said she was going to blow my husband's brains out. Then I saw her on Saturday morning, and she told me all this about my husband going there and sitting with her and representing himself as a single man. She said that Wednesday night he had done this. That is all she told me at this interview on Saturday. She showed me the pistol she had that she was going to shoot him with when she met him on the street. She said he must have taken the watch as it was in the room when she left it and when she came back it was gone. She told me she went out and sent the girl for beer. She told a different story at the Court room. My husband told me there

0403

was a quarrel between this woman and her beau and he got up and went out as he didn't care to get into any fight. I did not go to the station house when she sent me the telegram to go there and make a charge against my husband. She said at the station house that my husband abused me and my mother. He has never done so. So far as I know he has been a faithful husband and has always treated me kindly and done what he could to support me. His health is poor. He will be twenty six years old the sixth day of this next January. John Watson, superintendent of Singer's place, George W. Barry and Charles Lester, of No. 9 Third Avenue, know my husband.

Sworn to before me, this

12th day of November, 1884.

: Jane C. T. Payne
mark

J. H. Penney
Notary Public
New York Co.

0404

Court of General Sessions.

The People

vs.

Charles A. Payne.

affiant of

Jane C. Payne.

0405

I
arrest is one of the
made purely for the
reason because I back-
ed out from my engage-
ment for as I at first pro-
posed.

He was to travel un-
der the name of

"Bishop Bird"

Spiritualist

Yours Respecting
Chas. Payne

0406

Barrington.

#264. Nov 22 1914

Geo Barrington
Nov 22 1914

for Barrington to put up with in
our old building which
was 15-16 ft high
of "Bishop B. B."

Ross

260. or 262. W 34.

Engaged him to advance agt
about 100 ft. and to
the other side of the
line the one to be put in which
he did.

Line (Hancock)

of Hancock 7 ft. high

Cor 23 ft & 8 ft. high

to Cor. and Engaged him to
is using the old building
a man named Palmer. he ad-

0407

2.
Worked for a while for me to
travel with me as a partner
didn't want to. He didn't
get me one. He was the one
who came to me and
said he was a thing.

Geo. F. R.

#16 Bond St

Bloom. N.Y.

He was my partner in the
show business. Has been on and
off the job for the past 2 yrs.
I think he is at present in Philadel-
phia.

Ad in N.Y. Herald of Oct-26
in Business column. "Partner
wanted"

Carpenter Shop - name not known -

8 or 10 days ago

was to make our contract for

for \$5. - The contract was not made

0408

1
G. B. and I
decide to start out on
road and a spiritualist
show. This was a success.
I know most of the tricks
of the circle. It is
the main spiritualist.
We waited beside ourselves
an address after a woman
woman as "second sign"
medium" a man
which about 1000 b
us on the road, and at
the same time take 3
riders in the process.
The address in the
of Oct 26/4

0409

2

for a barter with 10000
to send to me in the
Spiritualist. we have seen
answers. we picked out 3
answers and the R.
went to see them.
Mr. Barrington of 264 10 22
was one. He seemed sat-
isfied to have 100.00 in
our show. and we went on
our way to see him to
make final arrange-
ments when I was called.
A. H. Hickey advertised in
the N. W. World. At 2.15
we wanted some food
in a place as we had

04 10

3.

a lady as well as some
mediums I am sure
her advertisement - ex-
ing so. I what I mean
ed her for. she sent me
a postal card asking
me to call upon her. I
did so and offered her
\$10 per week for a lesson
she would not accept un-
til she had consulted
her brother. I was to call
the next day with my
contract which she was
to sign if she agreed. I
called the follow-
ing afternoon - which was
Wednesday Oct

0411

4.

she had decided to accept the position. I did not have the contract with me but I brought her "lines" which she was to learn to take of sight-medium. We commenced to study about 1 minute, then about 6 o'clock Geo Bailey my printer came in by appointment to have a talk with the girl. He stood about 45 minutes but before leaving he told me that the girl would not do as he was

04 12

5
built to sit down to an
what would be required
of her. Her Brother came
in to see a party of 7 &
crossing me & like her
with them. I did as
during the meal a young
man who was boarding
there (and was married)
said was her father (husband)
came in & refused to
sit down to them, and
replied angrily & telling
me that he was her
Brother went again & sat
down. while I went into the

0413

6.

Sitting room with the fire
and a new set of cushions
as I was undecided
whether to still engage the
girl against my own
wish or not. But at last
decided to act as he told
me so I told her that
that letting the matter over
and my partner agreeing
with me that I was a-
fraid I could not en-
gage her as she was so
large a person to engage
the Trick required of
her. She at once flew in

0414

7.

to a rage and said as
I had already said
her I could not back out.
I getting a little angry
at the way she addressed
me. Told her she could do
what she wanted to I would
not engage her. she jumped
up from the chair and
said she would see about
that. rushed off into the
back room and slammed
the door after her. I then
heard loud talking between
her and this Beardsley my
name was mentioned and

04 15

I heard him say
about kicking me out
as soon as I heard that
I picked up my hat and
went out as it was rain-
ing hard and I had no
umbrella I ran to catch
a police car this was
the last I saw or heard
of her until I was ar-
rested the following Monday
5 days after Nov 3/4. on
5th Ave between 33 & 34th
I was taken to 37th St. station
searched thoroughly but of
course nothing found on me
I claim this charge and

04 16

OFFICE OF
The Singer Manufacturing Company,
No. 34 Union Square.

New York, November 14th 1884

Mr Peter B. Olney
District Attorney
New York City

Dear Sir

Referring to your interview with our Mr Watson at your Office to day relative to Charles A Payne we have to say - Mr Payne commenced to work for us on Aug 17/83 at our Branch Office No 286-8th Av and remained with us until Nov 17/83 when he left on his own account - During this term he attended to business promptly and was promoted to a better position in the Office and was thought well of by all connected with the Office - On Feb 4/84 he applied to ^{Principal Office} us for a position and we gave him one on that date he remained with us until March 29th 84 when he left on account of not being able to do sufficient business to make it pay him to remain longer - Referring to the party that called on us in relation to him some two weeks since and left his card we have to say - We can not find the card - Should you desire any further information from our Mr Watson he will be pleased to call on you -

Yours Truly,
The Singer Manufacturing Co
John H. Watson Asst

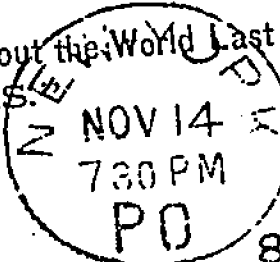
0417



Every REAL Singer Machine has
this Trade Mark on the Arm
of the Machine and Cast
in the Iron Stand.

CITY DEPARTMENT:
34 Union Square,
New York.

Three-Quarters of all the Sewing Machines Sold throughout the World Last
"GENUINE SINGERS"



Mr. P. D. Gray, Esq.
First Natl. Attorney Office
Chambers St
New York City

0418

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles A. Payne

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

— Charles A. Payne —

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

The said *Charles A. Payne,*

late of the *16.2* Ward of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *October* — in the year of our Lord one thousand eight hundred and eighty-*four*, at the Ward, City and County aforesaid, with force and arms, *in the night*

time of the same day,
one watch of the value of

twenty five dollars, —

and one other watch of the

value of fifteen dollars.

of the goods, chattels and personal property of one *Ada Shirley,* in *the dwelling house of the said*
Ada Shirley there situate, —

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

Peter B. Ormoy,

District Attorney.

04 19

BOX:

157

FOLDER:

1610

DESCRIPTION:

Peck, Ellen

DATE:

11/17/84



1610

Filed served at 12:00

Witnesses:

John Bough
Timothy Golden
Central Office

Bailed by
John Lynch
69 4th Place
Brooklyn and
Richard H. Peck
304 ~~Brooklyn~~ Ave
Brooklyn
or box 42, 43 and 44
West End, city
address of both.

W.C. Heywood
Counsel,
Filed 17 day of Nov 1884
Pleads *Chattel*

THE PEOPLE
vs.
Ellen E. Peck
[2 cases]

PETER B. OLNEY,
District Attorney.

A True Bill.
J. M. Macclay
Foreman.
Ordered to N.Y. Court of Oyer and
Determiner for trial. Jan. 29 1885

0420

0421

Sec. 151.

1st District Police Court.

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by *John Bongh*

of No. *32 Liberty* Street, that on the *21st* day of *April*

188*8* at the City of New York, in the County of New York, the following article to wit :

One (1) pair of Solitaire Diamond Earrings of the value of One Hundred & Fifty Dollars, one Sapphire Ring of the value of One Hundred & Fifty Dollars & the Solitaire Diamond ring of the value of Thirty Dollars
in all of the value of *Three Hundred & Thirty* Dollars,
the property of *Complainant*

w as taken, stolen, and carried away and as the said complainant has cause to suspect, and does suspect and believe, by *Ellen E. Beck*

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

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

Dated at the City of New York, this *30th* day of *September* 188*8*

Henry J. White POLICE JUSTICE.

0422

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK, { ss

121 District Police Court.

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

Question What is your name?

Answer *Ellen E. K. Peck*

Question How old are you?

Answer *54 years*

Question. Where were you born?

Answer *Vermont*

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

Answer. *34 Putnam St Brooklyn*

Question. What is your business or profession?

Answer. *Housekeeper*

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.

Ellen E. K. Peck.

Taken before me this

day of

12th

188*8*

Police Justice.

0423

Police Court—

District.

Affidavit—Larceny.

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

John Bough
 of No. *32 Liberty* Street, aged *44* years,
 occupation *Diamond Broker* being duly sworn
 deposes and says, that on the *21st* day of *April* 188*4* at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the *day* time, the following property viz :

One (1) pair of Solitaire Earrings, weighing
2 7/8 and 1/16 carats, worth One Hundred and Fifty
Dollars and One Diamond Sapphire ring
of the value of One Hundred and Fifty
Dollars, and one Diamond Solitaire Ring
of the value of Thirty Dollars, in all of
the value of Three Hundred and Thirty
Dollars

the property of *Deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by *Ellen E. Peck*, from the fact that

the said Ellen E. Peck on the 21st day of April
1884 came to deponent's place of business at
No. 32 Liberty Street in this City and represented
to deponent that she had a customer who would
purchase the above property and upon said rep-
resentation deponent gave said Ellen E. Peck
the above property with the distinct agreement
that she Ellen E. Peck was to give deponent
the sum of Three Hundred and Fifty Dollars
for said property and in the event of the
Customer she represented as having, not
purchasing and paying for the same, she
Ellen E. Peck agreed to return said above
described property to this Deponent Deponent

Sworn to before me, this *day*
 of *188*

Police Justice.

0424

Says that he knows said Ellen C. Peck as Mrs. Knight, that being the name which said Ellen C. Peck gave deponent at the time of said transaction. further says, that he has never received the Three Hundred and Fifty Dollars, so promised by said Ellen C. Peck as the proceeds of said sale nor has the said Ellen C. Peck ever returned said above described property to deponent but has feloniously withheld said property from deponent who is the lawful owner thereof.

Sworn to before me this
30th day of September 1884

John Bough
Police Justice

Dated 1884 Police Justice

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

Dated 1884 Police Justice

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

Dated 1884 Police Justice

of the City of New York, and he be committed to the Warden and Keeper of the City Prison

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

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

Warrant

1704 39 21 1704

Police Court, District

THE PEOPLE, &c.,
on the complaint of

John Bough
37 Liberty St.
Ellen C. Peck

1
2
3
4

1984 OCT 29

Dated September 30th 1884

A. J. White Magistrate

W. J. Golden Officer

Clerk

Witnesses

No. Street

No. Street

No. Street

No. Street

to answer

\$2000 for ex. Oct 17/84

11 am. in 1st fm

0425

Court of General Sessions.

Part One

THE PEOPLE

INDICTMENT

vs.

For

Larceny

Ellen E. Peck

To

Mr. Richard W. Peck

No. 72, 73, & 74 West

Street.

The indictment against the above-named defendant, for ^{where} ~~the~~ appearance
of ~~as a witness, at whose trial you~~
are bound, has been placed upon the Calendar for trial at the Court of GENERAL
SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in
the Park of the said city, on Monday the 29th
day of _____ instant, at eleven o'clock in the forenoon.

If the witness is not produced at that time, your bond will forfeited.

JOHN McKEON,

District Attorney.

0426

deposited by order
of John Vincent and Mr.
Dec 26 1874

Richard H Peck

72, 73 & 74 West St

0427

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ellen E. Peck

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

Ellen E. Peck

of the CRIME OF *Grand Larceny* in the second degree,

committed as follows:

The said Ellen E. Peck

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *twenty first* day of *April*, in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, *with force and arms, feloniously* did take from the possession of one John Bough, the true owner thereof, two earrings of the value of seventy five dollars each, one finger ring of the value of one hundred and fifty dollars, and one other finger ring of the value of thirty dollars, of the goods, chattels and personal property of the said John Bough, with intent to deprive and defraud the said John Bough of his said property, and of the use and benefit thereof, and to appropriate the same to her own use, and the same goods, chattels and personal property, thereby did then and there feloniously steal: against the form of the Statute in such case made and provided, and

0428

against the peace of the People of
the State of New York, and their dignity.

Peter B. Olney,

District attorney.

Baird's report 11000
28

Witnesses:

John Brough
Timothy Golden
Central office

Bailed on another
indictment by
John Lynch
69 North Place
South Brooklyn
and Richard H. Peck
307 Putnam Ave
Brooklyn
or 42, 43, & 44 West St.
city address of both.

29
H. H. Chapman

Counsel,

Filed 17 day of Nov 1884

Pleads Chapman

THE PEOPLE

vs.

Ellen E. Peck

[Case]

PETER B. OLNEY,

District Attorney.

A True Bill.

L. M. Macceal

Foreman.
Ordered to J. H. Board of Supervisors
for trial Jan 29, 1885

0429

0430

*Court of General Sessions of the Peace, in and for the
City and County of New York.*

*The People of the State of New York
against
Ellen E. Peck*

*The Grand Jury of the City and County of
New York, by this Indictment, accuse Ellen E.
Peck of the Crime of Perjury, committed as
follows:*

*On the twentyth day of September, in the
year of our Lord one thousand eight hundred
and eighty four, a certain action for the re-
covery of certain chattels, and for damages
alleged to have been sustained by reason of
a wrongful detention of such chattels, was
depending in the District Court in the City
of New York, in and for the Second Judicial
District of the City of New York, wherein the
said Ellen E. Peck was plaintiff, and John
Simpson and Richard Ree, trading under
the firm name of J. Simpson and Com-
pany, were defendants, and on the day
and in the year aforesaid, at the City and
County of New York aforesaid, before Charles
M. Clancy Esquire, Justice of the said
Court, a certain issue theretofore joined*

between the said Ellen E. Peck and the said John Simpson and Richard Rice, in the said action, then and there in due form of law come on to be tried and was then and there in due form of law tried by a jury of the said County duly summoned, empanelled and sworn for that purpose. And upon the trial of the said issue in the said action, the said Ellen E. Peck, late of the City and County of New York aforesaid, then and there appeared as a witness in her own behalf as plaintiff in the said action, and was then and there duly sworn and did take her corporal oath before the said Charles M. Clancy Esquire Justice as aforesaid, that the evidence which she should give relating to the matter in difference between her the said Ellen E. Peck, plaintiff and John Simpson and Richard Rice, defendants, should be the truth, the whole truth and nothing but the truth, the said Charles M. Clancy, Esquire, Justice as aforesaid, then and there having full and competent power and authority to administer the said oath to the said Ellen E. Peck, in that behalf.

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And it thereupon became and was a material inquiry upon the trial of the said issue, whether two certain earrings and a certain finger ring, then and there in the said Court exhibited and shown, the same being the chattels for the recovery of which, and for damages alleged to have been sustained by reason of a wrongful detention of which, the said action had been brought as aforesaid, were the property of the said Ellen E. Peck; and whether the said Ellen E. Peck had bought and paid for the said earrings, and whether she had bought the said earrings of a person by the name of George P. Thomas, in her own house, and whether she had paid the said George P. Thomas the sum of one hundred dollars for the same; and whether the said earrings and the said finger ring were her property and in her possession on the twenty eighth day of April then last past. And whether the said finger ring had been a gift to the said Ellen E. Peck, and whether one John A. Grady had given the said finger ring to her.

And the said Ellen E. Peck, being so sworn as aforesaid, and intending and contriving to pervert the due course of

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Law and justice, and unjustly to acquire the said John Simpson and Richard Roe, the defendants in the said action, on the day and in the year aforesaid, at the City and County aforesaid, upon her oath aforesaid, and on the said trial of the said issue, before the said jury, so summoned, empanelled and sworn as aforesaid, and before the said Charles M. Clancy Esquire, Justice of the Peace aforesaid, then and there wilfully, corruptly, knowingly, maliciously and feloniously ^{did} falsely swear, say and give in evidence, amongst other things, in substance and to the effect following, that is to say:

I [herself the said Ellen E. Peck thereby meaning] do positively identify this property, [the said earnings and the said finger ring so exhibited and shown as aforesaid, thereby meaning] as my goods, [the goods of her the said Ellen E. Peck thereby meaning] I [herself the said Ellen E. Peck thereby meaning] bought them [thereby meaning the said earnings] and paid for them [thereby meaning the said earnings] I [herself the said Ellen E. Peck thereby meaning] bought them

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[thereby meaning the said earnings] of a young man by name George Thomas [the said George Thomas thereby meaning] in my own house. [the house of the said Ellen E. Peck thereby meaning] I [thereby meaning the said Ellen E. Peck thereby meaning] paid him [the said George Thomas thereby meaning] for them [thereby meaning the said earnings] one hundred dollars.

I [thereby meaning the said Ellen E. Peck thereby meaning] know they [thereby meaning the said earnings] were mine [thereby meaning the said Ellen E. Peck's] and in my possession [in the possession of her the said Ellen E. Peck thereby meaning] on the twenty eighth of April [thereby meaning the twenty eighth day of April in the year of our Lord one thousand eight hundred and eighty four]

The ring [the said finger ring thereby meaning] is mine [thereby meaning the said Ellen E. Peck's] I [thereby meaning the said Ellen E. Peck thereby meaning] can swear that the ring [the said finger ring thereby meaning] was a gift to me. [thereby meaning herself the said Ellen E. Peck] John D. Grady [the said John D. Grady thereby meaning] gave me [thereby meaning the said Ellen E. Peck thereby meaning]

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self the said Ellen E. Peck thereby meaning] the ring [the said finger ring thereby meaning].

Whereas, in truth and in fact the said Ellen E. Peck did not positively identify the said earrings and the said finger ring as her goods: And whereas in truth in in fact she the said Ellen E. Peck had not bought the said earrings and had not paid for them, and had not bought the same from the said George P. Thomas in her care she in, and had not paid the said George P. Thomas, for the said earrings the sum of one hundred dollars: And whereas in truth and in fact the said earrings were not hers and were not in her possession on the twenty eighth day of April in the year aforesaid: And whereas in truth and in fact the said finger ring was not the said Ellen E. Peck's, and had not been a gift to her, and the said John R. Grady had not given the said finger ring to her.

And whereas in truth and in fact the matters so as aforesaid sworn to, deposed, said, and given in evidence

by the said Ellen E. Peck, as was and were then and there in all respects utterly false and untrue, as she the said Ellen E. Peck then and there well knew.

And so the Grand Jury aforesaid do say, that the said Ellen E. Peck, on the day and in the year aforesaid, at the City and County aforesaid, by her own act and consent, and of her own most wicked and corrupt mind, in manner and form aforesaid, wilfully, knowingly, maliciously, feloniously and falsely did commit wilful and corrupt perjury: to the great displeasure of Almighty God, to the evil example of all others in like cases offending, 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.

Peter B. Olney,

District Attorney.

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BOX:

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FOLDER:

1610

DESCRIPTION:

Peterson, John

DATE:

11/17/84



1610

Witnesses:
Edwidge Hyman
Matthew J. Wilson
Henry C. Hooking
James Griffin
Opp. & A. Priest

we
pro
Day of Trial, *Nov 17* 1884
Counsel, *John Peterson*
Filed *Nov 17* day of *Nov 17* 1884
Pleads *Chattel Mortgage (20)*

THE PEOPLE
vs.
B
John Peterson
vs.
Chattel Mortgage
[Sec. 322 and 385]
Keeping a Bawdy House.

PETER B. OLNEY,
JOHN MCKEON,
District Attorney.
Filed & connected Aug 4
A True Bill.
West Macclay
Foreman
14th Nov 25
True
GR

Morning Journal
October 31 1884

IN THE SHARPER'S TOILS.

Lotta Succeeds in Escaping from
a Dive.

Homeless and Friendless, a Young Girl
Enters a Concert-Saloon and Is Beaten
by the Proprietor.

Lotta Brooks is a mild, retiring and intelligent girl of twenty years, and is said to be the daughter of an industrious New Jersey farmer.

Becoming tired of the monotony of rural life she came to New York. She had very little money when she reached this city three months ago. She put up at a West Side boarding-house and made persistent but futile efforts to obtain employment. At last her funds gave out and Lotta was obliged to leave her boarding-house.

Homeless, friendless and penniless in a strange city, one morning about two months ago she strolled aimlessly down Fourth avenue until she reached Cooper Union.

She approached a young lady, whom she asked if she could direct her to the City Hall. Lotta told the stranger that she wished to return to her home in New Jersey, and she wished to see if the authorities would secure a passage for her. The stranger volunteered to accompany her. They got on a car and left it on reaching Chatham Square. They walked down Chatham street until they reached the Cambridge saloon. Lotta was invited inside by her "friend," who promised to assist her in getting work.

Lotta was introduced to the manager and she was engaged at once as a waiter girl. Not knowing the character of the place or the duties that were expected of her, she accepted the situation. She was told that her board would cost her \$14.50 per week, but was assured that her wages would enable her to pay that and still have a surplus. A gaudy and economically constructed suit was given her and she was now a full-fledged waiter girl. She soon tired of the place and the strange mode of living.

She made several attempts to escape, but she alleges Peterson prevented her from doing so. Two weeks ago she made a determined effort to get away and, as she states in her affidavit, she was beaten by Peterson.

Galling under her confinement, she repeated the attempt last Monday, when, she states, she was brutally beaten by her employer. The poor creature almost despaired of rescue, but a happy thought struck her. She wrote to a gentleman friend about her condition.

A reply came back the next day and a plan of escape was fixed. On Wednesday night she went to work with apparent willingness and kept at it until midnight.

The place was filled with men whose laughter and shouts almost drowned the discordant blare of the cornet and the rub-a-dub of an aged and venerable piano.

At an opportune moment she, unnoticed, rushed out of the place. She was met at the door by her friend, who gave her a water-proof cloak, which she threw over her flimsy attire.

Lotta and her rescuer hastily boarded a Third avenue car. She spent the night in a respectable house.

On the following morning she went to the Tombs Police Court and procured a warrant for the arrest of Peterson. He was arrested by Sergeant William Cahill, and arraigned for assault yesterday. The examination in his case was deferred.

Peterson's saloon is the one in which May Crosby, of Newark's Kitten Kavanagh's companion, was harbored for some weeks. Peterson is under bonds to answer for her alleged detention there.

world Oct. 31/84.

ONE OF THE WHITE SLAVES.

A Girl from a Bawdy Den Tells of Her Horrible
Life of Misery.

"I am sick and tired of life, Judge, and I wish he had killed me outright," sobbed pretty blue-eyed Lottie Brooks, aged eighteen, at the Tombs yesterday. "That wretch!" she continued, as she pointed to John Peterson, proprietor of the Cambridge, a notorious dance hall at No. 107 Chatham street; "I will kill him or he will kill me. Two months ago I ran away from me, a nice a home as any girl has. I didn't have any need to work. My parents are well off and they gave me what money I needed. I became tired of the routine home life in New Jersey and came to this city, thinking I would have a life of fun and excitement. I was accosted by a fine gentleman in Madison Square Park, who, while pretending to befriend me, reflected my ruin. He deserted me, and, penniless, being afraid to return home, I became a waiter girl. I tried to get away, but he, and she, at her, 'he beat me, black and blue and threatened to kill me. If I tried to go again, still I made two more attempts to escape, but each time I was beaten until I could not walk. I came nothing more than a slave to him. Finally I escaped from the house, and now I want to be protected or he will kill me."

Peterson swore under his breath. He was held for examination. Katie Kavanagh, also a New Jersey girl, who was rescued from Peterson's dive a month ago, went to the Tombs yesterday afternoon, and the examination of the charges she had brought against him, were continued. He was held for trial on her charge.

KEPT PRISONER AND PLUNDERED.

The Story of a Woman's Life in the Cambridge Den in Chatham Street.

A bare-armed woman in rags, with her head in bandages, told Justice Kilbreth, in the Tombs Court, on Wednesday, that she had just escaped from the Cambridge saloon, 107 Chatham street, where she had been kept close prisoner. She said she was Lottie Morrill, and that she went to the place about two months ago. Her clothing was taken from her, and she had been allowed to have it but twice since, to go out of the saloon. Pretty nearly every day the proprietor of the Cambridge, John Peterson, had struck her with a rawhide whip. On Tuesday he had beaten her unmercifully, and she thought he had broken her jaw.

Justice Kilbreth issued a warrant for Peterson, and he was arrested yesterday in the Cambridge. He denied that he had struck the woman. He said that she owed him money for board, and that he had told her to work for him to pay up or leave his house. She said she was going to remain. He was thinking of having her removed forcibly just before she left on Wednesday afternoon.

The woman, Lottie Morrill, acknowledged that she owed Peterson money for board. She said he charged her \$14 a week for board and a room back of the dive and, since the cold weather, had added 50 cents a week for her share of a fire in the barroom. All the other inmates had told her they paid the same prices. They had bread, oatmeal and coffee without milk, for breakfast; boiled beef, with bread, and a glass of stale beer for dinner, and some dried beef, stale bread and cold coffee for supper. They had a lunch at midnight of cheese and crackers, sometimes oysters, bought at their own expense from the man that has a stand outside the saloon.

Peterson was held in \$500. He is now being prosecuted by the Children's Society for permitting Katy Kavanagh, a minor, to remain in his den.

PETERSON'S DIVE HAS A PULL.

What Chance Have the Depraved Women in a Political Police Court.

Counselor Jimmy Oliver came into the Tombs Court yesterday morning at about 11 o'clock and anchored close to the ear of Justice Andy White. In a few minutes the Justice called out for the papers in the assault case of Lottie Morrill against John Peterson, proprietor of the dive called the Cambridge, 107 Chatham street. The woman was not present. Her story told in court the other day was that she was kept a prisoner in the dive, beaten with a rawhide, and compelled to pay Peterson for room and board \$14 a week out of her earnings. "I'll wait a few moments, Counselor," to see if she won't come in," said Justice Andy. "Mr. Oliver waited round a little. Then he said: 'I don't think she'll be here. These complaints of women are very common against my client. They're trumped up. He has the reputation of being the kindest-hearted man in the concert saloon business. The women in his saloon are depraved characters and liable to make charges for the sake of sympathy.' Justice White picked up the papers, and marked across the bottom, 'Discharged, complainant not appearing.' Below this was, 'Petendant paroled in custody of Counselor Oliver for examination.'"

A court policeman said: "That's a confounded shame. Peterson has been brought up here dozens of times for maltreating his women. If he does not frighten them before his cases come into court, he does afterward. They never yet have appeared to prosecute him. The case of the Children's Society, in which Katie Kavanagh was involved, in Peterson's dive, is the only one that is being persistently pushed. That society may convince him, but if it does it will be a miracle. He has a big political pull."

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0440

13651

0441

1st District Police Court

New York October 30th 1884

The People on complaint of
Henry Stocking }
 against
John Peterson }

Before Hon. Andrew J. White
Police Justice

Appearances

For the People - Eldridge J. Levy Esq
" " Defence - James Oliver Esq

Mary Crosby, a witness for the
People being duly sworn testifies
as follows:

Direct Examination - by - Wm. Levy

Q where do you reside?
A At No. 116 Garden Street, Newark.
N.J.

(1)

0442

- Q How old are you?
- A I was 16 years old last February.
- Q On the 1st day of September last do you remember going into the premises c/o. 107 Chatham Street?
- A Yes sir.
- Q How long did you remain there
- A I don't know.
- Q When did you enter those premises?
- A I don't know the date, I only stayed there two weeks.
- Q Do you recollect what time you were there?
- A Yes sir.
- Q Do you recollect whether it was in the month of August or September?
- A It was in August.
- Q Do you remember entering this house in August last?

Objected to as leading

Objection overruled
Exception taken

(2)

A. I can't remember the date
 Q. When was it?

A. In last August.

Q. Had you remained there how long?

A. Two weeks.

(The Defendant John Petersen was
 here identified by the witness)

Q. Who was the proprietor of that
 place?

A. John Petersen.

Q. Look at those cards which I now
 show you and state whether those
 cards were circulated were cir-
 culated in that house or in that
 place?

Objected to as leading by counsel

Objection overruled

Exception taken

A. Yes sir.

Q. What was done with them?

A. They were given to the gentlemen
 (3)

0444

- Q Who came in there
Q Who were in that house - what sort of a place is it?
A It is a disorderly house.
Q What do you mean by a disorderly house?
A I mean a house where they keep girls.
Q For what purpose.

Objected to as being an improper question. by Mr. Oliver.

Objection sustained

- Q When you went in there - describe the house, what sort of a place is it?
A On the first floor is a store and on the next floor there are rooms.
Q What sort of rooms?
A There is a big room - Mr. Peterson's room.
Q What sort of a room is it?
A I don't know I never was in it.
Q And the other rooms?

(4)

0445

A Up-stairs are rooms for the girls.

Q Is there any saloon on the premises?

A Yes sir.

Q Where is the saloon?

A Downstairs

Q When you went into these premises state what you did after you got in there?

A I took my clothes off and went into the bar room and staid there.

Q What sort of a dress did you have on?

A A striped dress.

Q What color was it?

A I couldn't name the color.

Q Who else was in the room when you came there?

A Two or three other girls.

Q How were they dressed?

A The same as I was.

Q What did you do after that?

A I staid there and was dancing.

Q With whom?

A The girls.

(57)

0446

Q Were there any men there then?

A Not then.

Q What next occurred?

A I sat there until I went to bed - I went up-stairs twice?

Q Is this the man who owns that place? pointing to the defendant Petersen?

A Yes sir.

Q Who did you go up-stairs with if anybody?

A. I don't know their names - there were two gentlemen.

Q What took place after you went up-stairs with them?

By C.W. Oliver. "I ask that the witness be instructed by the Court as to her rights."

By the Court. (To the witness)

"You need not answer any question that will tend to criminate or degrade you."

(Question repeated)

A. They had connection with me.

(6)

0447

Q Who had connection with you?

A The two men.

Q What next occurred in the place?

A I went to bed at bed time.

Q Did you sleep with anybody?

A No sir.

Q What took place in there the next day?

A About the same thing.

Q About how many men did you have connection with the two weeks you were there?

A Two or three.

Q Did you see any of the other girls go up-stairs to their rooms with men?

A Yes sir.

Q About how often did they go up-stairs with men?

A I don't know I didn't count.

Q Who did you get those tickets from?

A From the man behind the bar.

Q Who was behind the bar?

A The bar-tender.

Q Do you know his name?

A His first name is "Charlie." I

(7)

0448

don't know his last name.

Q Where did you see Mr. Petersen -
did you ever see him there?

A. About once in the day I would
see him.

Q Did you receive any money from
those men who had connection
with you?

A Yes.

Q What did you do with it?

A. I gave it to the bar-leader.

Q Where did you see Petersen on
those premises?

A Going up and down-stairs.

Q Was he there on the premises?

A Yes sir.

Q How late at night did that place
keep open?

A. About one o'clock or so.

Q Every night?

A Yes every night.

Q About how late usually?

A The latest would be half past
one at night.

Q How many girls were there there
as near as you can judge?

A. About five or six.

(8)

0449

Q What did you say you did with these cards?

A Gave them to gentlemen who came in there.

Q How much did these men pay you when they went up-stairs with you?

A One dollar each.

Q On each occasion.

A Yes sir.

Q Previous to ^{entering} ~~residing~~ at this place in Cherry 10th Chatham Street, did you reside at any time at No. 141 Chatham Street?

Objected to by all! Oliver as immaterial

Objection overruled

Exception taken

A. Yes.

Q How long?

A About three days.

Q Do you remember who was the keeper of that house?

Objected to by all! Oliver as immaterial
(9)

0450

Objection overruled

Exception taken

A. W. August Platt.

(Witness here identifies August Platt as the person who kept the premises No. 144 Chatham Street).

Q During the time you were at Mr. Platt's place did you have any sexual intercourse with any men there?

A Yes.

Q How many?

A Three or four.

Q Did you receive any money from them?

A Yes sir.

Q What did you do with that?

A I gave it to the bar-tender.

Q Did you see August Platt in those premises while you were there?

A Yes sir.

Q How often?

A Quite a good deal - I don't
(10)

0451

Q Say how often

Q Were there other women in there also?

A. Yes sir.

Q Did you see them go up-stairs with men?

Objected to by cmt. Oliver as immaterial.

Objection overruled

Exception taken

A. Yes sir.

Q Now in relation to John Petersen's place at 107 Chatham Street, it was mentioned that there was dancing going on there in the saloon, was there anything else going on in the saloon?

A. Yes sir.

Q Was there any drinking in there?

A. Yes; Sarsaparilla, soda water and Weiss beer.

Gross Examination - by - Mr. Oliver
(11)

0452

- Q How often were you in New York before August last?
- A Once before, about two years ago.
- Q Where did you go then?
- A To Bayard Street.
- Q What kind of a house is that?
- A A bar-room.
- Q Were there girls there?
- A Yes sir.
- Q Was it a house of prostitution?
- A Yes sir.
- Q That was two years ago?
- A Yes sir.
- Q How long did you live there?
- A About 1 1/2 years.
- Q During all that time you were there you were having connection with men?
- A Yes sir.
- Q And then you went back to Jersey?
- A Yes sir.
- Q Do you know Katie Caranagh?
- A Yes sir.
- Q Did you know her in Jersey?
- A Yes sir.
- Q Was she a good girl there?
- (12)

0453

A Tosin.

Q She came to New York with you?

A Yes sir.

Q She knew where you had been living in Bayard Street, you told her the truth?

A She wasn't there with me, it was her sister.

Q Her sister lived in Bayard Street, in the same house with you?

A Yes sir.

Q How long did she live there?

A The same time as I did.

Q Did she know that you and her sister lived there?

A Tosin; she met me in the bathing house and asked me if I would come to New York and I said I couldn't stay long if I did as I had to go home and get the supper ready. After that I went away with her and staid out late and she asked me to come to New York & I came here with her.

Q Which ferry did you come over?

(13)

A Courtland Street ferry.

Q Was she with you?

A Yes sir.

Q Which way did you go then?

A She brought me up a street facing Courtland Street and we came to Chatham Street.

Q Did you say anything to her?

A We went to August Platt's - we seen the pictures outside of the door and we asked if we had to pay to go inside and we were told "no". And we went in and I saw the girls dancing there and carrying on.

Q Did anybody ask you to go in there?

A No sir.

Q Did anyone ask Katie Curranagh to go in there?

A August Platt did.

Q Was August Platt at the door?

A Yes, when we asked him ~~how~~ whether it cost anything to go in he said "no, come in and sit down."

Q You asked him?

A Oh, we asked the girls and

0455

they said it didn't cost anything and August Platt told us to sit down. We then staid there and he sent us up-stairs ~~to~~ to get wrappers on and then we came in the bar-room.

Q Previous to this you had been living 1 1/2 years in a house of prostitution?

A. Yes sir.

Q Do you know what it was?

A Yes, but it was not as bad as this.

Q You knew it was a house of prostitution?

A Yes sir.

Q And did Katie Caranagh know it?

A Yes sir.

By Mr. Perry. "I move that that last answer be stricken out."

Motion granted

Exception taken

(07)

- Q Did you have any conversation with Katie Cavanaugh?
- A Yes sir.
- Q What did she say to you when she asked you to come to New York with her?
- A She said she would go into some house until she got some clothes.
- Q What is the exact language she used?
- A She said she was going into some house, she didn't say the kind of a house and she said she was going home to tell her mother she was going to live out.
- Q She knew you had been living in a house of prostitution?
- ~~A Her sister told her so.~~

CM! Gerry moved to strike out the last answer.

Motion granted.

- Q From your experience of living in a house of prostitution for a year
- (16)

0457

and a half what did she mean
when she said she was going to
live in a house?

Objected to by Mr. Gerry as improper

Objection sustained

Exception taken

Q Did you have a conversation with
Kate Caranagh about going
into a house of prostitution?

A Yes.

Q Or did anybody in your presence?

A Yes.

Q Her sister or anybody else?

A Yes.

Q Have you got any explanation
to make in connection with that
answer?

A Yes.

Q What were you going to say
a little while ago when
Mr. Gerry told you to stop?

A That was about her sister -
I was going to say that her
(17)

0458

Sister didn't say anything to her in front of me.

- 2 You swear from your knowledge of the circumstances and the conduct of Katie Caranagh and the conversation she had with you, that she had made up her mind to go into a house of prostitution until she got some clothes?

Objected to by Mr. Gerry as improper

Objection sustained

Exception taken.

- 2 What enables you to believe by what was said or done by Katie Caranagh after she said she was going into a house until she got some clothes, what else or what other conversation or circumstance, that she wanted to go into a house of prostitution.

Objected to by Mr. Gerry as improper

Objection overruled

A. She said she was going into a house - that she was going to live out and when we passed Platts she said "let us go into this ten cent show." And we went inside and I left there the next day but she remained there.

Q. You say you thought she was going at first to live out. Now what caused you to change your opinion?

A. After I saw she wasn't going to live out I changed it.

Q. Is it true that you took her into this house?

A. No sir; when we went in there I wanted her to come out.

Q. What did she say?

A. She said "no, let us stay here until we see what it is." After she had been there two days and I went in there to see her. I told her I wasn't going to stay any longer, that it was a "ratty".

0460

dirty place and she said we would have fun there and I said "no" and I left on the third day.

Q And you couldn't get her to go away?

A No sir.

Q You went away when you got ready?

A Yes sir; on the third day.

Q You weren't under any restraint there - you weren't held there?

A No sir; they didn't want me to go.

Q You weren't compelled to stay there?

A No sir; they wanted me to stay and tried to coax me to stay but I wouldn't.

Q And you tried to coax Katie Caranagh to leave there?

A Yes and she wouldn't leave.

~~Sumner to be paid~~

It was here ordered by the Court that the testimony in this case so far as it applied to the premises No. 141

(20)

Chatham Street be admitted
as evidence in the case against
August Platt.

By Mr. Oliver (continued)

Q Do you know of your own knowl-
edge who owns the premises No.
107 Chatham Street?

A Yes sir.

Q You never gave this defendant
Peterson any money?

A No sir.

Q Do you know whether Peterson
works there or whether he owns
those premises?

A I don't know whether he owns
them or not.

Q Of your own knowledge you don't
know who is the proprietor of
that place?

A Yes sir.

Re-Direct Examination - by Mr. Gerry
Q. What did you see this defendant
(21)

0462

Peterson doing there?

A Going up and down stairs and walking around the place and coming in and out.

Q He has a room on the premises?

A Yes sir.

Q Where?

A Up-stairs.

Sworn before me this 30th of October 1894

Arthur White

Police Justice

Augustine Wilson, a witness for the People, being duly sworn testifies as follows:

Direct Examination - by. Mr. Perry

Q. You are an officer of the Society for the Prevention of Cruelty to Children?

A. Yes sir.

Q Do you know this defendant?

(22)

0463

Q Do you remember the premises
No. 407 Chatham Street?

A Yes sir.

Q Do you remember Entering those
premises in September last?

Objected to by Mr. Oliver as leading
Objection overruled

3 Exception Taken
A Yes sir

Q On the evening of Wednesday
September 17th last do you re-
member Entering those pre-
mises?

Objected to by Mr. Oliver as leading
Objection overruled

4 Exception Taken
A Yes sir.

(23)

0464

Q State whether you entered these premises on that day, and if so with whom and at what hour, what you saw there - what took place there?

A It was, between the hours of nine and ten o'clock in the evening, that we entered that place, I in company of Officer Stocking of the Society for the Prevention of Cruelty to Children, Acting Captain Alexander Warts of the 4th Precinct and a Squad of men - policemen.

Q Who were there and what did you do in there?

A. We found sitting at different tables in the bar room, some four or five or six women dressed in costume - a kind of a pink dress, very low necked exhibiting the hair under their arms in some cases and their skirts were fully up to the knee. In one of the bed-rooms we found a man and woman almost undressed. There was also a

(24)

0465

Man behind the counter.

Q What was his name?

A I don't know.

Q Go on?

A There was the proprietor of the place in there.

Q Was the defendant John Peterson there?

A Yes sir.

Q Did he state to you whether or not he was the proprietor?

Objected to by Mr. Oliver as improper

Objection overruled

Exception taken

A Yes sir.

Q State what took place?

A. The policemen arrested all the people in the place, including the defendant here, Mr. Petersen, excepting the bar-tender whom Mr. Peterson left in charge of the place. I asked the defendant if he was Mr. Peterson, the

(25)

0466

proprietor of the place and he said he was. I asked him who he would leave in charge of the place and he pointed to the bar-tender & he left him in charge of the place. He then made a few remarks about his being arrested.

Q What were the women doing in there at the time?

A The women in the bar-room were sitting at tables.

Q Were there any men there?

A Yes, three or four.

Q What were they doing?

A Sitting with the women.

Q What were they doing?

A Sitting down.

Q Was there any drinking going on there?

A No sir; I didn't see any.

Q Were any statements made to you by any of the women at that time as to what they were doing there?

Objected to by Mr. Oliver as incompetent
(26)

0467

rebuttal -

Objection overruled

Exception taken.

A Yes sir.

Q What did they say?

A. They said it was a good place and that they could make lots of money there by prostitution.

Mr. Oliver moved to strike out the last answer.

Motion denied

Exception taken

Q Do you remember seeing Mary Goby there ~~there~~?

A Yes sir.

Q She was there then?

A ~~Yes~~ ^{No} sir.

Q Where did you see her?

A At Stewart's, New Jersey.

Q Was any statement made by

(27)

0468

Petersen about Mary Groby having been there?

A. Yes sir.

Q What was it?

Objected to by Mr. Oliver as leading and improper

Objection overruled

Exception taken.

et Yes, he stated that Mary Groby had been in 107 Chatham Street some with him some ten or twelve days I forget which and that he had sent her home that Friday and he said he didn't know why he should be prosecuted.

Q Have you previous to this evening visited this place?

A Yes sir.

Q How long before this evening in question?

Objected to by Mr. Oliver as improper & immaterial
(28)

0469

Objection overruled.

Exception taken.

A. Two or three days before and two or three weeks before.

Q State what you saw there a few days before?

A. The same women drinking with men and sitting around tables and in the same costume.

Cross Examination by - Mr. Oliver

Q Was Mr. Petersen present when you had this conversation with him?

A Yes sir.

Q And the police officers were in the house?

A Yes sir.

Q Did you tell Mr. Petersen that anything he might say by you could be used against him?

A No sir.

(29)

(over)

0470

By CW. Oliver. "Your Honor
I submit that all this testimony
should be struck out."

Motion denied

Exception taken.

Q Did you make any statement
to Mr. Petersen - what did
you say to him? You told us
everything he said to you now
tell us what you said to him?

A I don't remember that I said
anything in particular.

Q Your memory is very good about
everything he said to you, now let
us hear what you said to him?

A I don't remember that I said
anything particular

Q Do you mean to swear that you
remember what he said to you
but that you can't remember
what you said to him?

A Precisely - yes.

Re-Direct Examination - by CW. Gerry
(30)

0471

(The witness addressing The Court)

"I would like to say something. I have already stated that I asked C.W. Petersen, the defendant after the arrests of the others, if he was the proprietor of the place and he replied that he was."

Q Did you have any other conversation with him besides that?

A Nothing of any importance, I may have made some remark but nothing that I can now remember.

Sworn to before me this
31st day of October 1884
Andrew M. Wood

Police Justice.

(C.W. Oliver, Counsel for the defendant admitted that the defendant here was John Petersen.)

over

(31)

0472

This is the remainder of the
last batch I sent you - I
think page 30 was the end
or page 31 - This is the case
against John H. H.

0473

Lenny Stocking, a witness for
the People being duly sworn
testifies as follows:

Direct-Examination - by - W. Lenny

Q. You are an officer of the Society
for the Prevention of Cruelty to Child-
ren?

A. I am.

Q. Do you remember being present
at the entry that ^{was} made on the
premises No. 107 Chatham
Street, on the evening of September
- 18th 1884, in company with
Acting Captain Alexander
Watts and a squad of police-
men?

A. Yes sir.

Q. Was officer Wilson there
also?

A. Yes sir.

Q. Did you accompany them
and enter these premises on
that evening?

A. Yes.

Q. Did you see the defendant

John Peterson there that night?
 A. I did.

(Counsel for the Defendant admits that John Peterson was there when the Police entered the premises)

Q. Who did you see there, what did you see there, what was going on there, tell us all about it and if anything was said by the defendant Peterson?

A. When we went in there that night Acting Captain Warts, his men & Mr. Wilson and myself there were a number of girls there, six or seven of them sitting around the tables, in short clothes, low necked dresses and short sleeves, there were three or four men there at the same time.

Q. Were any portions of their persons exposed?

A. The dresses came to about the knees and part of the lower limbs were exposed.

Q. As to their bosoms - were they

Refused?

A Yes.

Q Go on?

A When we went in there the officers went through the house and found a man and one woman in one of the rooms.

They were all sent to the station house in batches in charge of the officers until we got rid of them all. There were two of the women very much under the influence of liquor. There was one or two standing at the bar - I don't know whether they were drinking or not - they were standing at the bar with men.

Q Did you see the Proby girl there?

A No sir.

Q Did you have any conversation with the defendant Peterson?

A ~~Thomas~~ Yes, it was about the time we had got all the people out of the place and we asked Ed Peterson to accompany us and he asked who was to be

left in charge of the place and we told him the bar-keeper. Then he handed the keys to the bar-tender and gave him some change and told him to take possession of the place and ~~then~~ then he walked off with a policeman. He acknowledged that he was the proprietor of the place. I asked him if he was the proprietor of the place and he said he was.

2 Did you have any conversation with any of the women there or did you hear any conversation or any of the language that was used there?

2 They swore and cursed a little while being taken out and while they were undressing and changing their clothes.

Cross-Examination - by - Mr. Oliver

2 Was Mr. Petersen under arrest at the time he said he was the proprietor?

0477

A Yes sir.

Q Did you or any of the policemen tell him that anything he said might be used against him?

A No sir.

CM. Oliver moved out to strike out all that part of the evidence where the defendant is said to have acknowledged that he was the proprietor of the place.

Motion denied

Exception taken.

Re-Direct Examination - by - CM. Gerry

Q Had you been in that place previous to this evening in question?

A ~~I think it was on the evening of the 3rd of August last~~

A. Yes, several times.

Q How shortly previous to this time had you been in there?

0478

A I think it was on the night of the 30th of August last - the night we were looking for Katie Cronanagh.

Q What did you observe on that occasion there?

A There was dancing, singing and music and drinking and the girls were dressed just the same as they were on the night of the arrest.

Q Did you have any conversation with any of the women?

A No sir.

Re. Cross-Examination - by Mr. Oliver

Q. You didn't drink anything in there did you?

A No at that time.

Sworn to before me this

30th day of October 1884

Arthur Webb

Police Justice

TORN PAGE

0479

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question. What is your name?

Answer.

John Peterson

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York

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

Answer.

111 Chatham St. 3 years

Question. What is your business or profession?

Answer.

Bar tender

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

Answer.

I am not guilty

John Peterson

Taken before me this

day of

September 1884

0480

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE
ON THE COMPLAINT OF

Henry C. Stocking
100 East 23rd St.

John Peterson

1
2
3
4

Dated 13 November 1884

Capt. A. White Magistrate.

Capt. A. B. Warts Officer.

Griffin 14 Precinct.

Witnesses A. J. Wilson

No. 100 E 23 Street.

Mary Orasley

No. 100 E 23 Street.

No. 500 to answer Gen. Sess

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

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Street.

Street.

Street.

Street.

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Street.

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

John Peterson guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One Hundred Dollars of the City of New York until he give such bail.

Dated 13 Nov 1884

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

Dated 13 Nov 1884

There being no sufficient cause to believe the within named

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

Dated 13 Nov 1884

Police Justice.

0481

Sec. 322, Penal Code.

First District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry C. Stocking
 of No. 100 East 23rd Street, in said City, being duly sworn says,
 that at the premises known as Number 107 Chatham Street,
 in the City and County of New York, on the 29 day of August 1884 and on divers
 other days and times, between that day and the day of making this complaint

and John Peterson, known as John A. L. in the
~~business of a street amusee, here to a house of prostitution~~
 did unlawfully keep and maintain and yet continue to keep and maintain a house of prostitution
 and did then, and on the said other days and times, there unlawfully procure
 and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
 together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
 other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
 name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving
 themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
 there passing is habitually disturbed, in violation of the statute in such case made and provided

Deponent therefore prays, that the said John Peterson
 and all vile, disorderly and improper persons found upon the premises, occupied by said

John Peterson
 may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 18 day }
 of September 1884 }
Charles J. Smith Police Justice.

Henry C. Stocking

0482

Police Court—1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry E. MacRae
vs.

John Peterson

AFFIDAVIT—Keeping Disorderly House, &c.

Dated 18 September 1884

A. J. White Justice.

Alexander B. Harris Officer.
and Squad of
4 Precinct.

WITNESSES :

A. Wilson

107 E 23rd

\$5.00 for Dr. Oct. 2nd

2 1/2 PM

Drilled for ED

Ex Oct 4 - 2 1/2 PM

" " 18. 11. 1884

0483

Sec. 102.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, ss.

An information having been laid before me, the undersigned, a Police Justice, charging

Defendant with

the offence of

Stealing Money

James Peterson

Defendant with

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 hearing thereof having been adjourned.

We, *James Peterson*

Defendant of No.

119 Chatham Street

Street; by occupation a

Merchant

Surety, hereby jointly and severally undertake that

James Peterson

Defendant

shall personally appear before the said Justice, at the 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

18 day of *September* 188*4*

Police Justice.

William Cook

TORN PAGE

0484

Sec. 102.

18 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY
OF NEW YORK, } ss.

An information having been laid before Andrew J. White Esq. a Police Justice
of the City of New York, charging John Peterson Defendant with
the offence of Keeping Disorderly House

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, John Peterson Defendant of No. Bar Keeper
119 Chatham Street; by occupation a
and Christian Cook of No. 64 James
Street, by occupation a Merchant Surety, hereby jointly and severally undertake that
the above named John Peterson Defendant
shall personally appear before the said Justice, at the First 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 18

day of

September

1884

John Peterson

Christian Cook

Andrew J. White POLICE JUSTICE.

TORN PAGE

0485

NEW YORK, } ss.

Subscribed to before me, this
18th day of September 1887
by
Christian Books
District 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 ten 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 of

land situated and known as 67 1/2 James
street in said city of the value of ten thousand
dollars. Christian books

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

John Peterson

Taken the

18 day of Sept 1887

Agwhite Justice.

Underlying to appear
during the Examination.

0486

Sect. 322, Penal Code.

First District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Henry E. Stocking
of No. 105 East 43rd Street, in said City, being duly sworn says,
that at the premises known as Number 107 Chatham Street,
in the City and County of New York, on the 29th day of September 1884 and on divers
other days and times, between that day and the day of making this complaint

John Roe

did unlawfully keep and maintain and yet continue to keep and maintain a house of ill fame, disorderly house
and house of prostitution and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided

Deponent therefore prays, that the said John Roe
and all vile, disorderly and improper persons found upon the premises, occupied by said

John Roe

may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 1st day
of September 1884

Henry E. Stocking

Charles F. Smith Police Justice.

0487

W. Police Court—1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Estockring

vs.
John Peterson

John Doe

AFFIDAVIT—Keeping Disorderly House, &c.

Dated 17 Sep 1884

A. J. White, Justice.

Officer.

Precinct.

WITNESSES :

0488

Court of General Sessions
Part II. December Term, 1884

The People
vs
John Peterson

Testimony &c.

John A. Oliver Esq.

0489

Court of General Sessions.
Part II. December Term. 1884

The People }
vs. John Peterson } Before Hon.
Frederick Smyth
Recorder.

Indictment - Bowdy House.

Assistant Dist. Attorney Fitzgerald
for the Prosecution:

~~James~~ Oliver for the Defence.

Testimony for the Prosecution.

Henry E. Stocking, being duly sworn,
testified:-

Q. Where do you live?

A. No 100 East Twenty third Street.

Q. What is your business?

A. I am an Officer of the Society for the
Prevention of Cruelty to Children.

Q. You know the premises in 107
Chatham Street?

A. Yes.

Q. What did you go there for on
the day in question?

0490

2

A. Officer Wilson in Company with Sergeant Schwartz and myself with some officers visited 107 Chatham Street at 9.30 P. M. on a warrant issued by Justice White against John Peterson for keeping a disorderly house.

Q. What description of building is this

A. Two stories and a half.

Q. What was it used for - a private house?

A. The first floor is used for a saloon and a dance house.

Q. When you went in where did you go?

A. Into the Saloon

Q. What did you see in the saloon?

A. In the Saloon there were some-seventeen persons, men and women.

Q. How many women?

A. Eight women and nine men.

Q. What were they doing then?

A. Sitting around; there was music playing

Q. Did you notice how the women were attired or dressed?

A. They had short dresses, ^{above their knees} ~~collar~~ ^{collar} ~~collar~~, bosoms exposed, no sleeves close to the arm pits.

Q. Did you hear any conversation while you were there?

A. Yes sir.

Q. What did you hear?

A. Some cursing among the women.

Mr. Oliver: I object.

By Mr. Fitzgerald:

Q. What else did you hear?

A. Obscene language.

Q. Give us an idea what the language was?

A. I cannot remember the language.

Q. You heard cursing?

A. Yes.

Q. Was there any drinking on the premises at the time?

A. I did not notice any drinking at the bar.

Q. Did you go into any other part of the house that night?

A. Up stairs, Officer Wilson and myself found in one room a man and a woman naked.

Q. What was the description of that room?

A. A small bedroom.

0492

4

Q Any Other Rooms in that house?

A Several rooms.

Q How was it furnished?

A They were all small bedrooms.

Q How many rooms?

A Eight or ten of them.

Q Did you see the defendant Peterson?

A He was sitting at a table near the bar.

Q You arrested him that night?

A Yes

Q Did you have any conversation with him at the time he was arrested?

A Not up to the time we were ready to leave.

By the Court:-

Q How long were you in there before you made the arrest?

A I should judge about half an hour to three quarters of an hour.

Q Did you tell him what you arrested him for?

A I think Captain Schwartz did. I asked him if he was W. Peterson, he said "Yes"

0493

5

By Mr Fitzgerald:-

Q Did he say anything else?

A He wanted to know if anyone was going to be left in charge of the place.

By the Court:-

Q What did he say?

A He asked who was going to be left in charge of the place.

Q Asked whom?

A Sergeant Swartz or Acting Captain Schwartz

Q What did he say?

A He wanted to know who was going to be left in charge of the place.

By Mr Fitzgerald

Q You told him the bar tender?

A Yes

Q Did he have any conversation with the bar tender that you saw?

A No

Q Did you see him and the bar tender together?

A Yes

0494

6

Q Then he did have some conversation that you saw?

A Yes, but I did not hear it.

Q Did you see anything else at that time?

A No sir.

Q Did you see anything else pass between them?

A No.

Q Prior to the 17th September had you been in that place?

A On the 29th of August.

By the Court:-

Q Did you see the defendant on the 29th of August?

A No sir, not that I remember.

By Mr. Fitzgerald:

Q No 107 Chatham Street is in this City?

A Yes.

Cross Examination:-

By Mr. Oliver:-

Q You say you heard a woman swear and curse - What did she say?

A "God damn it - Go to hell"

0495

7

Q. Was she laughing when she said it or joking when she said it?

A. She was intoxicated; she seemed to be very angry as to her arrest.

Q. This woman you arrested with the other persons?

A. Yes sir.

Q. You knew what disposition was made of them - they were discharged?

A. Yes sir.

Q. There was no offence made out against them?

A. No.

Q. Although you made a complaint in writing against them?

A. Yes.

Q. You say these women's dresses were above their knees - do you remember what you swore before the magistrate?

A. No sir, I do not remember.

Q. You testified in this case before a magistrate?

A. I think I did.

Q. Don't you now know you did?

A. I think I did.

Q. You have been a visitor to theatres?

A. Yes sir.

0496

f

Q - You have seen shorter dresses there than those you speak of?

A. Yes sir.

Q - You have been to the Opera?

A - Yes.

Q - You did not consider it ~~at all~~ obscene what you saw at the Academy?

A - No sir.

Q - And that is all you saw - when you say you saw a man and a woman naked, you don't mean to convey that they were in a nude state?

A - The man was in his shirt tail.

Q - You don't consider yourself naked in your shirt tail?

A - I don't mean to construe it in that manner.

Q - The woman had clothes on - did she have a chemise on?

A - Yes.

Q - The privates were not exposed?

A - The man's were.

Q - You have told us you were there on another occasion - On any other occasion what did you see?

A - Nothing more than being solicited by these women.

0497

9

Q Was Mr. Peterson there on the other occasion?

A No sir.

Mr. Oliver:- I ask that that evidence be stricken out.

Motion denied - Exception.

Re-direct:-

Q Did you see anything of any keys that night - do you remember?

A I would not swear positively as to that

By Mr. Oliver:-

Q You had a conversation with Mr. Peterson?

A Yes.

Q Was he under arrest when you had that conversation - when the officers went in every one was placed under arrest?

A Yes.

Q Did any one state to him that any conversation they might have, might be used against him?

A No sir

0498

10

Q Nobody informed him of that?
A No, Sir.

Mr Oliver:- I move that that the
Q Conversation had with Peterson
be stricken out from the minutes.
Motion denied - Exception

Augustin S Wilson, being duly
sworn, testified:-

Q Where do you live?

A Officially at No 103 East 23^d Street

Q What is your occupation?

A I am an Officer of the Society for
the Prevention of Cruelty to
Children

Q You know the premises 107
Chatham Street?

A Yes.

Q You were there on the 17th of
September last?

A Yes.

Q In Company with whom?

A Officer Stocking and Acting
Captain Schwartz.

Q What time did you get there?

A 9.30. P.M.

Q What are the premises?

A It is known as "The Cambridge"; it is a combination of a saloon, dance house and house of prostitution.

Mr. Oliver:- I move that that be struck out.

Motion denied, Exception.

By Mr. Fitzgerald

Q When you entered the premises where did you go?

A Into the saloon.

Q What did you see when you went into the saloon?

A Some eight women & nine men.

Q Did you notice what they were doing?

A Yes sir, the men and women were sitting around, the women dressed in short clothes and exposing their bosoms, -

Exception

Witnesses Continuing - and then short dresses over their knees.

Q Did you see Peterson?

A He was sitting at a table.

0500

12

smoking.

Q You were there when he was arrested?

A Yes.

Q Did you have any conversation with him?

A Yes Sir, after having taken the names of the girls and the men as they went out, I asked him if his name was Peterson the ~~proprietor~~ ^{proprietor of the place}; he said "Yes"; I asked him who he would leave in charge; he said "I suppose" I will leave the bartender John Smith and made a few remarks about the persecution to which he was subjected; he then left the keys of the place with the bartender.

Q Were you in any other part of the house?

A Yes Sir, in other rooms.

Q How many rooms were you in?

A About half-a-dozen; the upper part of the house extended over to the next number - 109.

13

Q What were they?

A Bed rooms.

Q Did you see anything in these rooms?

A A man & woman undressed

Cross-examination:

By Mr. Oliver:-

Q How much undressed were they - the man had his pants -
-aloons on?

A No.

Q Drawers?

A Yes.

Q Any Shirt?

A Yes.

Q What did the woman have on?

A A Chemise.

Q Anything else?

A I did not notice anything else.

Q She may have had drawers on?

A I did not notice.

Q You could not tell whether she had drawers on or not?

A No.

Q That's all you saw there - what you have stated?

0502

14

A I may have seen more.

Q That's all the conversation you had with Peterson?

A Yes sir.

Q Mr Peterson was not arrested when you had that conversation with him?

A Yes sir, he was not actually taken into custody.

Q You did not tell Mr Peterson that anything he might say might be used against him?

A No.
Q Did you say "Is your name John Peterson" and he said "Yes"?

A Yes.

Q Did he say he was the proprietor?

A I asked him if he was John Peterson, the proprietor of the place - he said "Yes"

Q Did you know whether he was or not?

A He was only one foot away from me.

Q You believe he heard you?

A I am sure of it.

0503

15

2. You Cannot be mistaken about it?

A No

2 You recollect You testified when You were asked if there ^{were} any women there and You said three or four - the question was "What were they doing"; A. Sitting down with the men. 2. Was there any drinking going on? A I did not see any?.

A Yes Sir

By Mr. Fitzgerald -

2 Did You arrest a girl that might named Mary Crosby?

A No.

2 Did you see her in the place?

A No Sir.

Alexander B. Swartz, being

duly sworn, testified:-

2 You are a Sergeant of Police?

A Yes.

2 You know the premises No 107 Chatham Street?

A Yes.

2 You were Acting Captain of

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the Fourth Precinct in September last?

A Yes.

Q You were at the premises 107 Chatham Street on the 17th of September?

A Yes.

Q What time?

A Between half past nine and ten.

Q Who accompanied you?

A Two agents of the Society for the Prevention of Cruelty to Children and four or five Officers.

Q You went for what purpose?

A To execute a warrant in possession of the Officers of the Society against the premises.

Q When you arrived there did you enter the saloon entrance?

A Yes.

Q Did you see the defendant?

A Yes, he was there.

Q What was he doing at the time?

A I think he was sitting down.

Q Did you notice other people in there?

A A number of males and females and musicians in a window.

Q State how the women were dressed?

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A In short clothes.

Q You were there when the defendant was arrested?

A Yes.

Q Did you have any conversation with him about the arrest?

A I don't think I had.

Q Did you tell him what he was arrested for?

A I did not.

Q Did you see him conversing with the bar tender Smith?

A I think that when nearly all the prisoners had been sent to the Station house, he was asked who he would leave in charge and I think he designated the bar-tender.

Q Did you see him have any conversation with the bar-tender?

A I have a recollection that he spoke to the bar tender; he whispered to the bar-tender.

Q Were you in any other part of the house?

A I was in the upper part of the house to see that the prisoners were got out.

Q Did you see anything up stairs?

A Girls getting ready to accompany me to the station house and the Officers to take them there.

By the Court

Q Were those rooms furnished with beds?

A Yes Sir

Q What kind of a saloon was this?

A They had a bar, bottles behind the bar.

Q Dancing?

A I did not see any.

Q Music?

A Music in the windows.

Cross-examination:

Q Those clothes were not above the knee?

A They came to about the knee.

Q Nothing indecent in the exposure?

A They would attract attention in the street; for that reason I had them change that dress.

By the Court:

Q You did not like to walk

with them yourself in that affair?
 A No sir

By Mr. Oliver -

Q As a matter of fact - was Peterson arrested to be taken to the Station-house?

A Yes.

Q The man behind the bar was not told that?

A He was told he would be allowed to remain - to assume charge of the place.

Q That was after the arrest of Peterson?

A When nearly all the prisoners went to the Station-house.

Q When he was arrested he asked who he would leave in charge and he said the man behind the bar?

A No.

Q There was nothing said?

A He was arrested because he was supposed to be the proprietor of the place.

Q He was arrested because you

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thought he was the proprietor?

A He assumed Control and he assumed Charge.

Q He was asked if his name was John Peterson?

A It might have been so.

Q Were you in Charge - had you the warrant?

A I had Charge of the party who went there.

Q Did you state anything to this person?

A I may have; I have no recollection of it.

Q You did not see any acts of disorder committed there?

A No sir.

By the Court:-

Q How long have you been in the Precinct?

A A little over four years.

Q Do you know those premises?

A I knew them while I was attached there.

Q Did you ever pass them?

A Yes sir

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Q How were they conducted?

A In an ordinary way — nothing to attract attention more than any other Saloon in Chatham Street.

Q Did you ever see any disorderly conduct there?

A No.

Q Did you ever make any arrests there?

A No.

Mary Crosby, being duly sworn, testified

Q Where do you live now?

A I live in Newark New Jersey in Gardener Street.

Q What number?

A No 16 Gardener Street

Q You know 107 Chatham Street in this City?

A Yes.

Q Were you there in September last?

A Yes.

Q What time did you go there?

A I don't know

By the Court:-

Q How old are you?

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A I will be seventeen in February.

Q When did you go to 107 Chatham Street first?

A I don't know exactly what time.

Q About what time?

A In November.

Q Were you there in September — ever you arrested there?

A No sir.

By Mr. Fitzgerald

Q When you went there did you see the defendant Peterson?

A I saw him once or twice; I was only there two weeks.

Q Did you have any conversation with him while you were there?

A No sir.

Q Did you have any conversation with him at all?

A No sir.

By the Court:

Q Did you see any other girls there?

A Yes sir; there was seven girls — seven with me.

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Q You lived there for two weeks?

A Yes.

Q How often did you see Peterson during the two weeks?

A Very seldom.

Q Did you board there?

A Yes.

Q Did you pay for board?

A Yes.

Q How much?

A I cannot say.

Q About how much?

A About \$5 a week.

Q To whom did you pay it?

A The man behind the bar.

Q Did you have a room there?

A Yes.

Q On the second floor?

A Yes.

Q Did you ever pay Peterson any money?

A No.

Q Was he present when you did pay, any?

A No sir.

Q Who furnished you with the clothes you wore?

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A The man who was behind the bar

Q What was his name?

A His name is Charley.

Q What kind of clothes did he give you?

A The clothes I wore.

Q Did he give you dresses?

A Yes.

Q What became of your own clothes when you went there?

A I had some.

Q What became of them?

A I wore them when I went home.

Q When you were two weeks in this house what did you do with them?

A I kept them in my room.

Q What were you doing there during the two weeks - did you dance there?

A Yes.

Q Did you drink there?

A No

Q Did you go to the room with men?

A Yes sir

Q How often?

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A I cannot say.

Q More than Once?

A Yes sir.

Q More than three or four times?

A Yes.

Q Who paid for those rooms when the men came in?

A The men paid for them.

Q To whom did they pay the money?

A The man who was behind the bar.

Q What did they charge for the room?

A One dollar.

Q What did you get - were you paid too?

A I got a dollar.

By Mr. Fitzgerald:-

Q Did you see those cards attached to that paper in that place?

A Yes.

By the Court:-

Q You have seen cards like that in this place?

A Yes.

Q Were they laying around the place?

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A No sir

Q What were they there for?

A To give them to Gentlemen.

Q To the Customers of those girls?

A Yes.

(Card offered in evidence)

Cross-examination:-

Q Did you ever see those cards?

A Maybe not those but some like them.

Q You never gave Mr. Peterson any money?

A No sir

Q You are not living in Jersey now?

A No

By Mr. Fitzgerald:-

Q Did you ever see the bar tender give Peterson money?

A No.

Q Did you ever tell anyone that you did?

A No.

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By Mr. Oliver:

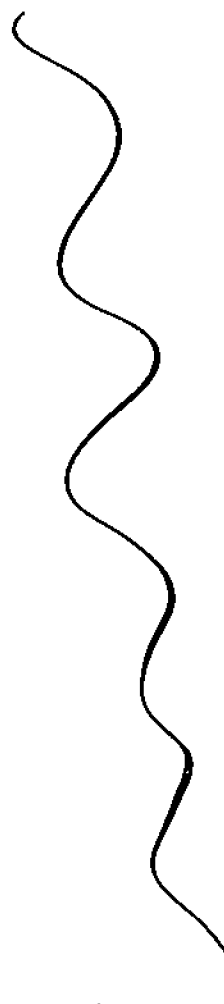
Q Since you left the house you have been in charge of the Home?

A Yes sir.

End of Testimony for Prosecution

Mr. Oliver— I ask Your Honor to advise the Jury to acquit the prisoner. It has not been shown that any proprietorship has been exercised by him and on the ground that there is a variance between the proof and the indictment.

Motion denied
Exception.



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Testimony for Defence

John Peterson, being duly sworn,
testified:-

Q You heard the testimony in this
Case?

A Yes.

Q Were you the proprietor of this
place?

A No Sir.

Q Did you ever tell anyone you
were the proprietor?

A No

Q What did the Officer say?

A He called my name.

Q What did he say?

A He asked me if my name was
Peterson; he asked me if I was
the proprietor; I did not say
"Yes" or "No"

Q Did you ever take any money
from women in that house?

A No.

Q Did you give them any clothes?

A No

Q Did you act as proprietor in
any shape or form?

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A No.

Q How long is it since you went into these premises?

A About three months ago.

Cross examination:-

Q How long were you in this place?

A Four months.

Q What is the place - what is it used for?

A It is a concert saloon.

Mr Oliver:- I ask Your Honor to instruct the witness that he need not answer any question that will tend to criminate or degrade him.

The Court (to witness) - You have a right to decline to answer any question that will tend to criminate or degrade you.

By Mr. Fitzgerald: This is your signature? -

(Document handed to witness)

A Yes.

Q Do you remember when asked

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in the Police Court how long you were in that place - what answer you gave?

A I was not asked that question.

Q The questions asked you were - "Where do you live and how long have you resided there?"

A I was asked where I lived

By the Court:-

Q Do you recollect what answer you gave to that question?

A I told them I lived at No 107 Chatham Street.

Q And how long?

A I was not asked that.

Q What did you say?

A I said four months; I don't remember.

By Mr Fitzgerald:-

Q The answer is "for three years" - Do you know of any license hanging up in that place?

A There is a tobacco license.

Q Do you know whose name the license is made out in?

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A. John Knoll.

Q Is there any other license hanging up there?

A No.

Q Were you ever arrested before?

A Once.

Q Do you remember what you were arrested for?

A For Excise.

Q That's the only time you were arrested?

A Yes, I was discharged.

Q Did you ever know a girl named Lottie Brooks?

A Yes sir.

Q Was she in your place?

A Yes sir.

By the Court

Q No 107 Chatham Street?

A She was in there; it was not my place.

By Mr Fitzgerald

Q Do you know of any trouble about Lottie Brooks in that place - she was arrested on that day? —

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By the Court:-

Q Was she arrested the same day you were?

A No sir

By Mr Fitzgerald:-

Q What other business have you been in in New York?

A Attending bar.

Q For whom?

A For a man named Kuntz

Q Where?

A No 107 Chatham Street.

Q How long have you been there?

A Four months

Q What did you do before that time

A I was bar keeper.

Q For whom did you attend bar at that time?

A A man named Curtis

Q Where was his place of business?

A No 107 Chatham Street.

Q How long had you attended bar for him at 107 Chatham Street?

A Four months.

Q Before that for whom did you work?

A I attended bar in a lager beer saloon in James' Street for a man named Miller.

Q How long have you been in New York?

A I was born here.

Q For whom did you work prior to that?

A I was working at the butcher business two years ago.

Q How long did you work in that business?

A Nearly a year.

Q For whom did you work?

A A man named Mr. Carthy.

Q Where?

A One hundred and fifteenth Street between First and Second Avenue

Q How long did you work for him?

A Six months.

Q What else did you do?

A That is all.

Q You have worked for nobody else?

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A. No sir.

Re-direct:-

Q How long is Your father dead?

A Two years last October.

Q Did you ever do anything while your father was alive except attending bar and working at the butcher business - I mean since your father's death?

A That's all.

Q You were working next door to this place?

A Yes.

Q At 109 Chatham Street?

A Yes.

Q You attended bar there?

A Yes

Q When you were arrested you were attending bar at 107 Chatham Street?

A Yes

Q And before that you worked in James Street?

A Yes

Q Did you ever own this place?

A No sir.

By the Court:

Q Do you know Mary Crosby?

A I saw her

Q Where did you see her?

A In several places.

Q Did you see her at 107 Chatham Street?

A I have seen her once or twice

Q She lived there for two weeks - is that true?

A I cannot say sir.

Q What is the best of your recollection?

A I should think about a week.

Q She said there were seven other girls there at the time she was there?

A I never saw seven girls there

Q How many did you see?

A Four or five - five was the highest

Q Including Crosby?

A Yes

Q Did those girls occupy rooms in that place?

A Yes

Q What did they pay for these rooms?

A I cannot say.

Q You Cannot tell what they paid?

A No.

Q Did you ever see men go up in the rooms with those girls?

A I never saw men go up stairs

Q Did you ever see them coming down stairs?

A No

Q ~~Don't~~ Don't you know those rooms were used for the purpose of sexual intercourse?

Question Objection - Overruled
Reception.

A I cannot say that they were used for that purpose.

Q What were you doing in those premises for three months?

A I was attending bar.

Q For whom?

A Tom Curtis.

Q Is he in Court?

A I cannot say where he is

Q When did you see him last?

A I have not seen him for two months; I don't know if he is

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in the City.

Q Was he there at the time you were arrested?

A I don't know where he was

Q You don't know where he lives?

A No sir

Q What was the name of the bar keeper?

A Charles Graff.

Q What was he doing?

A Attending bar

Q Who paid you for attending bar?

A I paid weekly rent for the place

Q To whom?

A To Mr Curtis.

Q You did pay rent for that place by the week?

A Yes

Q No 109 is next to 107?

A Yes

Q Does not a portion of 107 run to 109 - the upper portion of it?

A It is partitioned off

Q Is there an entrance from 107 to 109?

A There is an entrance but it is not used.

2 Does not a part of 109 lead over to 107?

A It does a little; it does not extend all the way over.

2 How far does it lead over?

A A couple of rooms only

2 Who bought the liquors for this place?

A Nobody

2 What was bought?

A Nothing but Temperance drinks

2 Who bought those?

A I bought them

2 How much a week ~~do~~ did you pay for rent?

A \$75 a week

2 Did you make your rent from the business of that place

A No sir, not all the time

2 Part of the time?

A Yes.

2 You sold the temperance drinks did you not?

A No sir, I did not.

2 Did you have them sold?

A Yes

2 You received no money for

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the sale of the temperance drinks

A No Sir, the bar tender.

Q Did not he hand it over to you?

A Yes Sir.

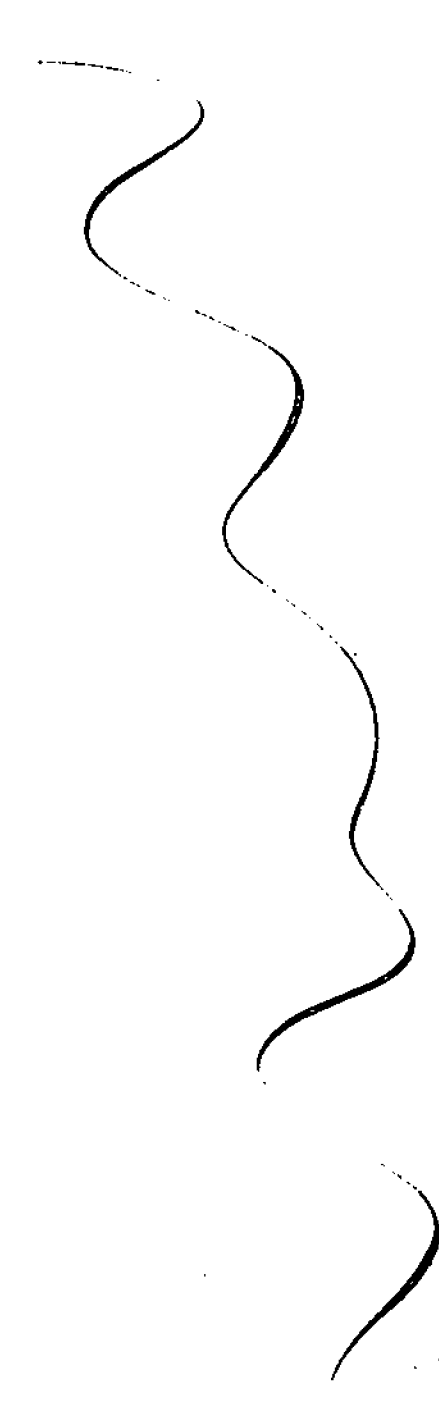
Q About the board money for those girls - who received that?

A The bar-tender,

Q Did he not hand it over to you?

A I decline to answer.

End of Testimony



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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Peterson

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

John Peterson

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME, committed as follows:

The said

John Peterson

late of the *Fourth* Ward of the City of New York, in the County of New York aforesaid, on the *29th* day of *September*, in the year of our Lord one thousand eight hundred and eighty*four*, and on divers other days and times as well before as afterwards, to the day of the taking this inquisition, at the Ward, City and County aforesaid, a certain common house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said *John Peterson*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.—And the Grand Jury aforesaid, by this indictment, further accuse the said *John Peterson*,

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said

John Peterson

late of the *Fourth* Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the *29th* day of *September*, in the year of our Lord one thousand eight hundred and eighty*four* and on divers other days and times between the said

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day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did, maintain a certain common, ill-governed house, and in ~~his~~ said house, for ~~his~~ own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and willfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and willfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common annoyance of the said citizens, 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 ~~John Peterson~~, —

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said ~~John Peterson~~, 7

late of the ~~Fourth~~ Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the ~~29th~~ day of ~~August~~, in the year of our Lord one thousand eight hundred and eighty~~four~~, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in ~~his~~ — said house and place of public resort, for ~~his~~ own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in ~~his~~ said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by which the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, 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.

PETER B. OLNEY,

~~JOHN MCKEON,~~

District Attorney.