

0233

BOX:

367

FOLDER:

3443

DESCRIPTION:

Zahn, Theodore

DATE:

09/18/89



3443

POOR QUALITY  
ORIGINAL

0234

Counsel,

Filed

Pleads,

1889

May of

THE PEOPLE

vs.

Theodore John

Assault with a Dangerous Weapon, Etc.  
(Section 217 and 218, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Chas. B. Roberts

Foreman,

of the Court of

Alameda County

Page III December 1889

read and acquiesced



0235

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name.

Answer. *Theodore Zahn.*

Question. How old are you?

Answer. *38 Years.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *1136 1<sup>st</sup> Avenue 1 Year.*

Question. What is your business or profession?

Answer. *Master*

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*

*Theodore Zahn.*

Taken before me this

day of

1889

Police Justice.

0236

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 Legendary

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

Dated July 23 188 R. M. Mahon Police Justice.

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

Dated July 25 188 R. M. Mahon Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0237

16315 1415 1515 1615 1715 1815 1915 2015 2115 2215 2315 2415 2515 2615 2715 2815 2915 3015 3115 3215 3315 3415 3515 3615 3715 3815 3915 4015 4115 4215 4315 4415 4515 4615 4715 4815 4915 5015 5115 5215 5315 5415 5515 5615 5715 5815 5915 6015 6115 6215 6315 6415 6515 6615 6715 6815 6915 7015 7115 7215 7315 7415 7515 7615 7715 7815 7915 8015 8115 8215 8315 8415 8515 8615 8715 8815 8915 9015 9115 9215 9315 9415 9515 9615 9715 9815 9915

SAILED.

No. 1, by Samuel D. Heimer  
Residence 1144 1<sup>st</sup> Ave Street.

No. 2, by Samuel D. Heimer  
Residence 1144 1<sup>st</sup> Ave Street.

No. 3, by Samuel D. Heimer  
Residence 1144 1<sup>st</sup> Ave Street.

No. 4, by Samuel D. Heimer  
Residence 1144 1<sup>st</sup> Ave Street.

Police Court

1094 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Benjamin F. Holt  
310 E. 45<sup>th</sup> St  
Shedden, Pa  
2  
3  
4  
Offense Disturbance

Dated July 23 1889  
Mr. Mahan Magistrate  
Hansen Officer.

Witnesses Sarah Holt Precinct.  
No. 1136 1<sup>st</sup> Ave Street.

Mr. Holt Street.  
No. 30 Harrison St Street.

No. Mrs. Holt Street.  
500 Street.

Mr. Lander Street.  
1136 1<sup>st</sup> Ave Street.

Magist



0238

Police Court—H District.

City and County { ss.:  
of New York,

of No. 1136 1st Avenue Street, aged 28 years,  
occupation Butcher being duly sworn

deposes and says, that on 23 day of July 1885 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Theodore  
Zahn. (Now here) who. maliciously  
cut and stabbed deponent  
in the head with a knife. These  
were then held in the hands of the  
said Zahn

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer  
for the above assault, etc., and dealt with according to law.

Sworn to before me, this 23 day  
of July 1885.

W. D. Mahon Police Justice.

James M. J.

0239

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Theodore Zaher

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

Theodore Zaher  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Theodore Zaher

late of the City of New York, in the County of New York aforesaid, on the  
twenty-third day of July in the year of our Lord

one thousand eight hundred and eighty-nine, with force and arms, at the City and  
County aforesaid, in and upon the body of one Benjamin Foltz  
in the peace of the said People then and there being feloniously did make an assault,  
and him the said Benjamin Foltz  
with a certain knife

which the said

in his right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent

him the said Benjamin Foltz  
thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

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

Theodore Zaher  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Theodore Zaher

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said Benjamin Foltz

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

with a certain

which the said

in his right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in  
such case made and provided, and against the Peace of the People of the State of New York  
and their dignity.

0240

THIRD COUNT—

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

Theodore Gabur  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Theodore Gabur  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said  
Benjamin Foltz in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
the said Benjamin Foltz  
with a certain knife

which

in

he the said Theodore Gabur  
his right hand then and there had and held, in and upon the head  
of him the said Benjamin Foltz

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said Benjamin Foltz

against the form of the statute in such case made and provided, and against the peace of  
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.



0241

**BOX:**

367

**FOLDER:**

3443

**DESCRIPTION:**

Zenker, Richard

**DATE:**

09/11/89



3443

Witnesses:

Off Rader

Counsel,

Filed

1889

Pleads

THE PEOPLE

vs.

CONCEALED WEAPON.  
(Section 410, Penal Code).

Richard Zerk  
connected under  
the name of Richard C. Kent

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. B. Deane

Foreman.

Sept 25 1889

Pleaded Guilty.

Four months.

0242

0243

**District Attorney's Office,**  
City and County of New York.

City and County } ss.  
of New York,

of No. 11<sup>th</sup> Presmit Street, aged 24 years,  
occupation Police Officer being duly sworn, deposes and says,  
that on the first day of September 1889, at the City of New  
York, in the County of New York, Richard Jensen did unlawfully

and wilfully break a certain pane of plate glass  
of the value of <sup>at least ten</sup> ~~ten~~ dollars, of the property of  
one Rosie Guandt, at number 114 Chapin St  
in said City. Deponent saw said Raediq break said  
pane of glass.

Sworn to before me this )  
25 day of September 1889 )

Adam Raediq.



0244

CITY AND COUNTY  
OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

of No. 11 Adam Raedig Street, aged 35 years,  
occupation Police Officer being duly sworn, deposes and says,

that on the 1st day of September 1889  
at the City of New York, in the County of New York, Richard

Cenker from here did un-  
lawfully carry concealed  
upon his person, with intent  
to use against another, a  
dangerous weapon known  
as a slung-shot in vio-  
lation of Section 140 of  
the Penal Code of the  
State of New York.

Adam Raedig.

Sworn to before me, this

of

1889

day

Police Justice,

0245

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

3  
District Police Court.

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

Question. What is your name.

Answer.

*Richard Conkert*

Question. How old are you?

Answer.

*19 years.*

Question. Where were you born?

Answer.

*Germany.*

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

Answer.

*20 New Chambers St. 2 years.*

Question. What is your business or profession?

Answer.

*Desk washer*

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.

*Am not guilty.*

*Richard Conkert*

Taken before me this

day of *September* 1885

Police Justice



0246

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.....

*Richardson*  
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 *Sept 1<sup>st</sup> 1887* ..... *Rayburn* Police Justice.

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

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

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

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



0247

Police Court

31303 District

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*Adam Paeding*  
*Richard Conk*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2

3

4

Dated

188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

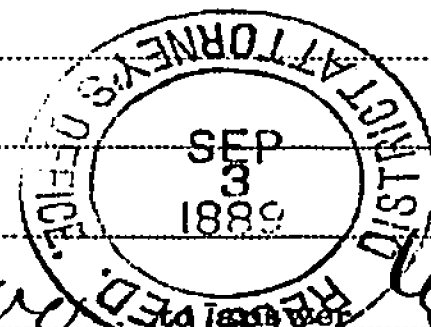
Street.

No.

Street.

\$

500.00



*James*  
*W. H. H.*

0248

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Richard Genker*

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

of a FELONY, committed as follows:

The said *Richard Genker* late of the City of New York, in the County of New York aforesaid, on the day of *September* in the year of our Lord one thousand eight hundred and eighty *nine* at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and weapon of the kind commonly known as *ashung-shat* with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said *Richard Genker* of a FELONY, committed as follows:

The said *Richard Genker* late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, feloniously did possess a certain instrument and weapon of the kind commonly known as *a shung-shat* by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.