

0883

BOX:

424

FOLDER:

3918

DESCRIPTION:

Pecora, Felix

DATE:

01/23/91



3918

Reddy 21/2500
21

Witnesses:

Bishop Allen / 1000
 Everett Blvd
 John F. Kennedy
 Springfield, MA 01103

Wm. Wm. Wm.
Pined Jan 75
By Rev. Mr.
B. Wm. Wm.

66111
 which serves the people
 in our midle & southern
 states to dependence.
 therefore we are inclined
 as the middle here in
 its exchange depth on
 who are necessary
 to grant. And Madison
 had def

239 Ac
La Barberie

Counsel,

Filed 23 day of Nov 1898
Pleas, Ward

THE PEOPLE

ss.

Felix Pecora

DE LANCEY NICOLL,

JOHN R. FELLOWS

Part 2, Vol. 57
District Attorney.
C-511

11. Being there's no doubt.

A TRUE BILL.

Franklin Casan

Mar 2 - Grand Jury
in motion of District Attorney
defendant discharged on
the verbal recognizance

26

The People } Court of General Sessions. Part I
 Vincenzo Trezza } Before Recorder Smyth

Wednesday, January 31, 1891

Indictment for assault in the first degree.

Felix Pecora, sworn and examined
 through the Interpreter, testified as follows:

By M. Macdonna. Q What is your name.

A Felix Pecora.

Q Where do you live? A No. 14 Rossett street.

Q Where did you live on the 23^d of June last.

A I was out of town, I was working out of town.

Q On the 22nd of June 1890 where were you.

A No. 65 Mulberry street.

Q Did he see this defendant Trezza on that day? A Yes sir, I did.

Q Where? A I saw him on Mulberry street.

Q Whereabouts in front of what number.

A In No. 65 Mulberry street.

Q What time of day. A I do not know what hour it was.

Q Was it in the night time or day time.

A It was in the day time.

Q Now, did you have any difficulty with him, any fight. A No sir.

Q No difficulty whatever. A No sir.

Q This man did not cut him with a knife, did he (the defendant)

A I am not sure if that is the man that stabbed me.

0886

By the Court Q Has he cut by anybody.

A Yes sir, I was cut.

By Mr. Macdonna Q Who cut him? A In the confusion I do not know, I cannot say who wounded me.

Q Does he remember having once sworn that this man (the defendant) cut him.

A I swore once so, but now we made it up.

Q When he swore to it was it true.

A I did swear, I am not sure because there was great confusion at the time

Q Did you swear to it. A Yes sir, I did.

Q It was true then? A No sir.

Q It was not. A No sir.

Q Will now wait a minute - when he went into the Court was he sworn in a book. A I did.

Q Kissed the book. A Yes sir.

Q And swore that this man (the defendant) cut you with a knife.

A Yes sir.

Q With felonious intent to take your life. A Yes sir.

Q And without justification. A Yes sir.

Q And that was not true.

A No sir, it was not true.

Q And what he swears to now that he

0887

I don't know whether this is the man isture

A Yes sir.

Mr. Macdonna. If your Honor please, I ask to abandon this case.

Counsel Let me cross examine this witness.

He is an ignorant Italian.

Mr. Macdonna: your Honor will take notice —

The Court Didnt he sign that paper?

By Mr. Macdonna Q Ask him if he remembers signing that (paper shown)

A No Sir, I do not remember having put that mark there. I did not. I am positive I did not.

By the Court. Q Ask him when he settled up this thing with this man.

A These last days.

Q What last days? A Three or four days ago.

Q Where. A In his own home.

Q What place was that. A. I do not know the number.

Q What street. A. Mulberry street.

Q What part of Mulberry street.

A About half way. Mulberry street, near No. 15.

Q Whose place was it, whose house.

A It is in the place where I lived before.

Q He dont know where that was.

A It was No. 15. Mulberry street.

0000

Q He lived in the same house with this man did he? A No sir, we did not live in the same house.

Q How much did he get for settling this? A Nothing.

Q Nothing at all? A Nothing at all.

Q He got nothing for settling it? A No sir.

Q Did he get anything for settling it? A No sir; we only made it up just like two friends.

Q He stabbed you, and then made it up like two friends. A I made it up because I am not sure, I cannot say that it was ~~him~~^{was the} man that cut me.

The Court. The District Attorney says he abandons the case.

Counsel. As far as this defendant is concerned I do not want to cross examine. He might honestly have thought — if your Honor will read the complaint your Honor will see, the knife was only caught by his hand. He did not know who did it; at the time he honestly thought so.

The Court. Let this man be committed to await the action of the grand jury for perjury. Make a short affidavit, and

commit this man (the defendant) as a witness.
 By Mr. Macedonia Q. Who was present in the room
 where you made it up. A. There was
 another man named Canata and some
 other friends.

Q. What are their names? A. I am not sure
 that the name of the man I mentioned
 was Canata, but they were some friends
 of ours. I do not know their names.

Q. Were they all friends? A. Yes sir.

Q. Any lawyers there. A. No sir.

Q. No writing done was there. A. It was a
 verbal arrangement - no writing.

The Court That disposes of this case. Gentlemen,
 you will acquit this man.

The jury rendered a verdict of
 not guilty.

The Court Let this man (the witness) be com-
 mitted to the Traps.

The above is a correct transcript
 of the stenographic notes taken by
 Wm. Anderson, Official Stenographer,
 General Sessions, Part 7
 New York, January 27, 1891.

P

0890

testimony in the
case of
Vincent J. Jozz

Filed Jan.
1891

0891

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

City and County } ss.
of New York, }

of No. _____ Street, aged _____ years,
occupation _____ being duly sworn, deposes and says,
that on the _____ day of _____ 18 _____, at the City of New
York, in the County of New York, _____

People vs

Felix Becora

Penitentiary - committed upon the
trial of an indictment against
himself for assault
in the first second degree upon said Becora
trial before Recorder Smyth in Part
I General Sessions, January 21, 1891.

0892

DISTRICT ATTORNEY'S OFFICE.

City and County of New York.

THE PEOPLE, &c.,

~~ON THE COMPLAINT OF~~

vs.

Felix Bona

Carroll
Offence

Dated *January 25* 189*1*

Witnesses, *William B. Besset*

No. *Waverley Station* Street,

Officer McDonald

No. *6th Precinct* Street,

No. *47 East Key* Street,

Jefferson

0893

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

Feb. 16 1891

Wm. John Polrella's statement

I went into Tombs and saw
Felix Pecora and asked him if I
acted as his interpreter at the time
he made the complaint against
Trigga and he said I was not there
on the first day, but he recollected that
I acted as his interpreter on the day
of examination June 27 or 29/90

Of my own knowledge I know
not if I acted. There are so many
persons brought there and such a long
time has elapsed. I would say, however,
that in all cases where I act as interpreter,
I invariably read the complaint to both de-
fendant and plaintiff before they sign it.

John Polrella

0894

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

The People &c.

Against
Delix Pecora
Defendant

To

Hon. Delaunoy Smith

District Attorney

Please take notice, that upon the
indictment, pleading and all proceed-
ings herein, a motion will be made
by the above named defendant before
Hon. Joseph B. Martin at Part 2 of
said Court, on the 16th day of March 1891,
at 11 o'clock A.M. on said day or as
soon thereafter as counsel can be
heard for the discharge of said defen-
dant; on the ground of a failure
of the People to prosecute. And for
any other or further relief as the Court
may deem just and proper in the premises.

Yours &c.

Robert M. Pacey
Att. for defendant
25 Chambers St.
N. Y. City

0895

Indict. filed Jan. 23rd 1844

Court of General Sessions

The People &c.

vs:
Felix Pecora
Defendant

copy
John J. Watson

Robert M. Carey
Deputy Clerk
25 Chambers St.
New York City

To
Hon. Delancey Wood
District Attorney
32 Chambers St.
New York City

0896

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Felix Pecora

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

Indictment accuse *Felix Pecora*

of the crime of *Perjury,*

committed as follows:

Heretofore, to wit:

*at a Court of General Sessions
of the Peace held in and for the City and
County of New York, at the City Hall in the
said City of New York, on the Twenty-
first day of January in the year of
our Lord one thousand eight hundred
and ninety one, before the Honorable
Frederick Smyth, Recorder of the City
of New York, and Justice of the said
Court, a certain criminal action, to-wit:
the said *Union Traction Co.* vs. *Felix Pecora*,
plaintiff vs. defendant, in which
the defendant is now on trial
and depending in the said Court against
the said *Union Traction Co.* for assault
in the first degree and for assault in the
second degree by him the said *Union**

0897

Vincenzo Terzaggi therein and thereby alleged to have
been committed upon the body of the said
Felix Pecora on the twenty second day of
June, in the year of our Lord one
thousand eight hundred and ninety,
at the City and County aforesaid, came
on to be tried and was then and there
in due form of law tried by a certain jury
of the County in due manner returned
empanelled and sworn for that purpose.

And at and upon the trial of the
^{indictment,}
said ~~prosecution~~, the said Felix Pecora
late of the City and County aforesaid,
did then and there appear, and was
produced as a witness, for and on behalf
of the ^{the prosecutors of the said indictment} People aforesaid, and against the
said Vincenzo Terzaggi upon the trial
aforesaid.

And the said Felix Pecora was then
and there duly sworn as such witness as
aforesaid, and did take his personal oath,
before the said the Honorable Frederick
Smyth, Recorder and Justice as aforesaid,
that the evidence which he should give to
the said court and jury ^{upon the said trial} between the
said People and the said Vincenzo Terzaggi
should be the truth, the whole truth and
nothing but the truth, the said the
Honorable Frederick Smyth, Recorder and

Justice as aforesaid, then and there having sufficient and competent power and authority to administer the said oath to the said Vincenzo Tressa in that behalf.

And the said Felix Pecora being as sworn as aforesaid, it then and there, upon the trial of the said ^{indictment} ~~person~~ became and was a material inquiry, whether the said Felix Pecora had had any difficulty with the said Vincenzo Tressa on the said twenty second day of June in the year of our Lord one thousand eight hundred and ninety; and whether on the said last mentioned day the said Vincenzo Tressa had struck him the said Felix Pecora with a knife; and whether the said Felix Pecora had ~~or~~ made or put his hands to a certain information in writing charging the said Vincenzo Tressa with having on the said last mentioned day violently and feloniously assaulted and beaten him the said Felix Pecora with the felonious intent to take his life or to do him grievous bodily harm, and without any justification.

And the said Felix Pecora, being as sworn as aforesaid, then and there, to wit, on the said twenty first day of January, in the year of our Lord one thousand,

0899

eight hundred and ninety one, of the
City and County of said, on the said trial
of the said ^{indictment} ~~prosecution~~, before the
said the Honorable Frederick Smyth
Recorder and Justice as of said, upon
his oath of said, solemnly, knowingly,
independently and lawfully did I solemnly swear,
depose, swear and give evidence, to the said
court and jury, amongst other things,
in substance and to the effect following,
that is to say:

That he the said Felix Pecora did not
have any difficulty with the said Vincent
Trezza on the said twenty second day
of June, in the year of our Lord one
thousand eight hundred and ninety; that
he the said Felix Pecora was not sure whether
the said Vincent Trezza had or not on
the said last mentioned day stabbed
him the said Felix Pecora with a knife;
and that he the said Felix Pecora had
not signed or put his mark to a certain
information in writing (then and there
produced and exhibited to him the said
Felix Pecora upon the said trial) charging
the said Vincent Trezza with having
on the said last mentioned day violently
and feloniously assaulted and beaten
him the said Felix Pecora with felonious
intent to take his life or to do him grievous

bodily harm, and, in that any information
 Whereas in truth and in fact the said
 said Felix Pecora did have some dealings
 with the said Vincenzo Terzo on the
 said twenty second day of June, in the
 year of our Lord one thousand eight
 hundred and ninety, and the said
 Felix Pecora was sure whether the said
 Vincenzo Terzo had on the said last
 mentioned day killed him the said
 Felix Pecora with a knife, and was sure
 that the said Vincenzo Terzo had on
 the said last mentioned day killed him
 with a knife; and the said Felix Pecora
 had signed and put his name to the said
 information in writing (or then and there
 produced and exhibited to him upon the
 said trial as aforesaid), all of which the
 the said Felix Pecora then and there
 well knew.

And so the grand jury aforesaid
 do say: That the said Felix Pecora, in
 the manner and form aforesaid, feloniously,
 unlawfully, knowingly, unlawfully and feloniously did
 commit, will and go on to commit, against
 the form of the Statute in such case made and
 provided and against the peace of the People of the
 State of New York, and their dignity.
 De Lancey Nicoll, District Attorney

0901

BOX:

424

FOLDER:

3918

DESCRIPTION:

Pendleton, Richard

DATE:

01/19/91



3918

0902

BOX:

424

FOLDER:

3918

DESCRIPTION:

Williams, John S.

DATE:

01/19/91



3918

0903

Witnesses;

Counsel,

Filed

Pleants,

1899

THE PEOPLE

Grand Larceny Second Degree
[Sections 528, 53, 54 Penal Code]

Richard Sanderson
John S. Williams
John R. Fellows

District Attorney

A True Bill.

Franklin Green

Foreman.

P. J. Janco. 1899

Both plead G. L. 2 d. g.

No 172 El Ref 17. Del. 24

0904

New York Jan. 27th 1891.

The undersigned feeling a
deep interest in his friend,
indicted under the name of
Richard Pendleton, desires to
bear testimony to his general
good Character, having known
him from childhood. —

Thomas Gallaudet,
Rector of St. Ann's Church,
New York City. —

0905

COURT OF GENERAL SESSIONS OF THE PEACE
In and for the City and County of New York.

----- x
The People etc. :

against :

Richard Pendleton. :

----- x
City and County of New York, ss:-

Louis M. Cronk being duly sworn says:

I am engaged in the grocery business at Nos. 148
and 150 Sixth Avenue, in said City of New York and have been
a resident thereof for *Fourty* years..

II. I have been personally acquainted with the above named
defendant indicted under the name of Richard Pendleton, for
the last *twelve* years, and know many other people who know
him.

III. I cheerfully vouch for his honesty, integrity, indus-
try, sobriety etc. up to the time of his present difficulties.

Sworn to before me this

28th day of January, 1891.

: *Louis M. Cronk.*

:

John H. Dye

Notary Public

New York County.

0906

Court of General Sessions of the Peace
In and for the City and County of New York.
The People etc against Richard Pendleton
City and County of New York, S.S.

William Riff being duly
sworn says: I am the Chief Clerk of
the Police Department of the City
of New York, and have occupied
the said position for six years.

I have been personally acquainted with
the above named defendant indicted
under the name of Richard Pendleton
for the last few years and know many other
people who know him.

His character for honesty and integrity,
industry and sobriety, was excellent
up to the time of his present difficulty.

Sworn to before me this }
24th day of January A.D. 1894 }
J. H. Stone }
County of Deeds }
N.Y.C. }

0907

IN SENATE
JANUARY 19, 1891
GENERAL SESSIONS OF THE PEACE

In and for the City and County of New York.

----- x
The People etc. :

against :

Richard Pendleton. :
----- x

City and County of New York, ss:-

William Donaldson being duly sworn

says:

I. I reside at No. 138 West 79th Street; am in business as a merchant tailor at 29 Greenwich Avenue and have been a resident of New York for the past fifty years.

II. I have been personally acquainted with the above named defendant indicted under the name of Richard Pendleton, for the last *four* years, and know many other people who know him.

III. I have always known him to be strictly honest, industrious and sober, and have placed implicit confidence in him up to the time of the present charges against him.

Sworn to before me this

29th day of January, 1891.

:
: *Wm Donaldson*
:

John Morris

Notary Public (174)

New York County.

0908

COURT OF GENERAL SESSIONS OF THE PEACE
In and for the City and County of New York.

----- x
The People etc.

against

Richard Pendleton.
----- x

City and County of New York, ss:-

Anson M. Donaldson being duly sworn says:

I am in business at Nos. 37 and 39 Greene Street in said city, glove ^{seller} ~~manufacturer~~ and have been a resident thereof for the last forty-five years.

II. I have been personally acquainted with the above named defendant indicted under the name of Richard Pendleton, for the last ~~four~~ years, and know many other people who know him.

III. During my acquaintance with said Pendleton I have known him to be an honest, industrious and sober young man up to the time of his present trouble.

Sworn to before me this 29th :

day of January, 1891. :

Anson M. Donaldson
Henry W. Winters

Notary Public

New York County.

0909

COURT OF GENERAL SESSIONS

of the peace etc.

The People etc.

against

Richard Pendleton.

Affidavits and Certificates

of character

Frank L. Keller

att. for deft.

207 Broadway

filed Jan 30, 1891

09 10

Police Court Second District.

Affidavit—Larceny.

City and County }
of New York, } ss:

David J. Larkin

of No. 389 Broadway Street, aged 40 years,
occupation agent Corham Manufacturing Company being duly sworn,
deposes and says, that on the 6th day of January 1891 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
that day time, the following property, viz:

a quantity of Silver Ware of
the value of Two Hundred
Dollars

the property of the Corham Manufacturing Company a foreign
Corporation doing business in the City of New York said
property being in the Custody of Richard
Pendleton

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 one James H. Russell.

That deponent is informed by Richard Pendleton
who was a clerk in the employ of said Company
that he said Pendleton took stole and carried
away said property and delivered it to
said Russell who received same with
the knowledge that it had been stolen
as aforesaid.

Wherefore deponent charges
that said Russell did feloniously receive
said property as aforesaid and prays
that he may be apprehended and dealt
with according to law

David J. Larkin

Sworn to before me, this
day of January 1891
at New York
by James H. Russell
Police Justice.

0911

CITY AND COUNTY }
OF NEW YORK, } ss.

Richard Pendleton
aged 24 years, occupation Clerk of No.

53 East 21st Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of David J. Larkin
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Subscribed before me, this 2nd day of January 1891 } Rich. Pendleton

Wm. Mahon
Police Justice.

09 12

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

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

Dated..... 18 Police Justice.

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

Dated..... 18 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..... 18 Police Justice.

09 13

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David Perkins
vs
James H Russell

James H Russell
Officer
Livingston Street

2
3
4

Dated January 12 1891
J. H. Russell Magistrate.

Officer.
Precinct.

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Witnesses
No. Dismissed Street.

New Complaint
No. Taken Dismissed Street.

No. Street.

\$ to answer

09 14

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

defendants
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 Jan 14 1891 W. M. M. M. M. Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

09 15

190 59
Police Court--- 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William N. LeCote
vs.
Richard Rudolph
and
James H. Russell.

Offence Larceny and
Receiving Stolen Goods

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated January 14th 1891
M. Mahon, Magistrate.

Heidelberg Nolan, Officer.
Central Office
The Officers.

Witnesses _____ Street.

No. _____
DISMISSED.
as to James H. Russell
as to Richard Rudolph
FOREMAN
James H. Russell

No. _____ Street.
\$ 2500 each to answer.

Each
Corn
G. H. Z
Rougher

09 16

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

of No. 889 Broadway Street, aged 29 years,
 occupation Manager being duly sworn, deposes and says,
 that on the 6 day of January 1891, at the City of New
 York, in the County of New York Richard Pendellton

(now here) did feloniously take, steal
 and carry away from the possession
 of deponent a quantity of silver
 ware of the value of Two Hundred
 dollars the property of the
 Gorham Manufacturing Company
 and in case of deponent. That
 deponent knows of said fact
 of said stealing so that said
 property has been missed by
 deponent and other employees
 of said Company and deponent
 is informed by Charles Skidelbey
 (now here) that the said Pendellton
 acknowledged and confessed
 that he took stole and carried
 away said property. Deponent
 is further informed by said
 Skidelbey that said Pendellton
 took said property to James H.
 Russell (now here) who received
 the same into his possession
 well knowing that the said
 property had been stolen or
 wrongfully appropriated and
 said Russell in open Court
 acknowledges that he received said
 property and suspected that the
 property was stolen and took
 it to keep and care for it for
 the said Pendellton to aid him in
 secreting the same.

Wm. N. Le Cato

Deponent & Skidelbey
 the 14th January, 1891

Wm. N. Le Cato
 Police Justice

09 17

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Herdiberg
aged 49 years, occupation Detective Sergeant of No. 1
Central Office Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of William R. De Cato
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

14th } Chas. H. Schell
January 1894 }

W. T. M. Mahon

Police Justice.

09 18

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question. What is your name?

Answer.

Richard Pendleton

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New Jersey

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

Answer.

53 East 21st Street 6 mos.

Question. What is your business or profession?

Answer.

clerk

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

Answer.

Nothing to say at present
by advice of Counsel

Rich. Pendleton

Taken before me this

14th

day

of January

1891

Police Justice.

09 19

Sec. 198-200.

Second District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

James H. Russell

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

N.Y. City

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

Answer.

363 West 51st St. One year.

Question. What is your business or profession?

Answer.

Idler

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 received one parcel from
Pendleton. I derived no benefit
from it. It was placed in my care.
I thought there was something wrong
about it.

James H. Russell

Take before me this

day of January 1891

John H. Russell

Police Justice

0920

Sec. 151.

Police Court 2 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
 Justices for the City of New York, by Edward J. Lapkins
 of No. 889 Broadway Street, that on the 12 day of January
 1888 at the City of New York, in the County of New York, the following article to wit:

A quantity of Silver Ware
 of the value of Two Hundred Dollars,
 the property of The Graham Manufacturing Company
 was stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
 believe, by James H. Russell

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 body of the said Defendant
 and forthwith bring him before me, at the 2nd DISTRICT POLICE COURT, in the said City, or in
 case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the
 said charge, and to be dealt with according to law.

Dated at the City of New York, this 12 day of January 1888

H. H. Marshall POLICE JUSTICE.

0921

Police Court 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Samuel Russell

Warrant-Larceny.

Dated May 12th 1891

McHale Magistrate

Officer.

The Defendant

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

Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

Dated _____ 188

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

The within named

Police Justice.

0922

Court of General Sessions New York County.

x-x-x-x-x-x-x-x xx xx-x-x-x-x-x-x-x-

The People &etc.

-against-

John G. Williams

x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x

Edward M. Carnrick of the said City being duly sworn deposes and says:- That I am a Publisher, doing business at Number 44 East 14th. Street City of New York and have been for the last six months, previous to said time I was connected in business with my father who is a manufacturing Chemist at Number 444 Greenwich Street in said City, that I have known the above named defendant for the past four years and during said time and during said time defendant was in my fathers employ as Chemist. That during said time he was an honest, straightforward and diligent employee. I know others who know him and I never heard until this occurrence anything against his character and would respectfully ask that any clemency that the Court may have in its power be extended to him.

Sworn to before me this

12th day of February 1891.

Frank Waters
Corn of Seeds
N Y City

0923

Court of General Sessions New York County.:

X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X
:
The People & etc. X
:
-against- X
:
John G. Williams X
:
X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X

City and County of New York SS.:

Samuel P. Henderson being duly sworn deposes and says:-
I am a leather belting salesman doing business at Number
321 McDonough Street, Brooklyn, N. Y. and have been acquaint-
ted with the above named defendant for the past three years.
I know others who know him and have never heard him spokeno
of except in the most favorable terms. I know him to be hon-
est and faithful up to the time of his present misfortune,
and would at any time have intrusted him with money or mer-
chandise. I respectfully join in the request that the Court
will extend the utmost clemency to him.

Sworn to before me
this 16th. day of
February 1891.

Samuel P. Henderson

Frank Waters
Corn of Seeds
n Y City

0925

CITY AND COUNTY OF NEW YORK, ss.:
being duly sworn, deposes and says: That he is _____
That on the _____ day of _____ 189 _____ years of age and upwards
in the City of New York, he served the annexed _____
upon _____
the _____
delivering to and leaving with _____ therein by _____
_____ a true copy thereof _____
Deponent further says that he knew the persons so served to be _____
Sworn to before me this
day of _____ 189 _____

County of General Vinton	
Plaintiff	Defendant
AGAINST	App'd ants
John B. Williams	MORRIS & KEANE, Attorneys, 23 Chambers Street, N. Y. City.
Due and timely service of a copy within _____	
_____ is hereby admitted.	
Dated N. Y. _____ 189 _____	
To _____ Esq.	Atty.

Sir: Please take notice that the within is a true
copy of an _____
this day duly _____ in the office of the
Clerk of this Court in this action,
Dated N. Y. _____ 189 _____
Yours, &c.,
MORRIS & KEANE,
Attorneys for _____
To: _____ Esq.
Atty for _____

0926

Police Court 2nd District.

Affidavit—Larceny.

City and County } ss:
of New York,

William McRato

of 889 Broadway Street, aged 33 years,
 occupation Manager Corham Manufacturing Co. being duly sworn,
 deposes and says, that on the 8th day of January 1891 at the City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
 the night time, the following property, viz:

5 Card Cases gold mounted valued
 together at \$125.00
 One Silver mounted Card case value of 10.00
 One Silver Watch value of 60.00
 One Silver Knife value of 9.00
 One Silver ring value of 10.00
 One Silver mounted Comb value of 3.00

In the aggregate of the
 value of Two Hundred and
 Seventeen Dollars

the property of the Corham Manufacturing Company
 and under care and charge 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 Richard Pendleton (now here)
 in whose possession said property
 was found by Detective Sergeant
 Stadelberg who arrested him at said
 date deponent now identifies said
 property and said Pendleton acknowl-
 edged to Stadelberg that he took and
 stole said property as said Stadel-
 berg also informed deponent

Wm. McRato

Sworn to before me, this 11th day of January 1891

J. J. McGuire

Police Justice.

0927

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Heidelberg
aged 29 years, occupation Detective Sergeant
Central Office Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of William W. La Cato
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 14th
day of January 1891 } Ch. H. Kieckhefer
W. M. Mahon
Police Justice.

0928

Sec. 198-200.

9 w

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. Richard Pendleton

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New Jersey

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

Answer. 53 East 21st St 6 mos

Question. What is your business or profession?

Answer. Dealer

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. Nothing to say at present by
advice of Counsel

Rich. Pendleton

Taken before me this

day of January 1891

Police Justice

0929

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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..... 18

A. M. Mearns Police Justice.

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

Dated..... 18

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..... 18

Police Justice.

0930

Police Court--- 2 District. 58

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William N. De Pato
882 - vs. Broadway
Richard Pennington

2
3
4

Offence

Dated Jan 14 1891

Richard Pennington Magistrate.

Richard Pennington Officer.

Richard Pennington Precinct.

Witnesses The Officers

No. Street

No. Street

No. Street

\$ 2500 to answer 4. 5. 2

Each
2 Con

BAILED,

No. 1, by

Residence Street.

No. 2, by

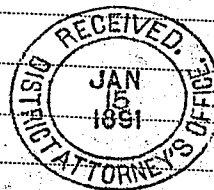
Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street



0931

Police Court Second District.

Affidavit—Larceny.

City and County } ss:
of New York,

David J. Larkin

of No. 889 Broadway Street, aged 40 years,
occupation Agent for G. & J. Manufacturing Co being duly sworn,
deposes and says, that on the 31 day of December 1891 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:

A quantity of Silver Forks and
Spoons of the value in the
aggregate of Forty Dollars

the property of The Gorham Manufacturing
Company and in the custody of one
Richard Pendleton said Company
being a Foreign Corporation but doing business in the City of New York 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 George Williams that deponent
is informed by Richard Pendleton
who was a clerk in the employ
of said Company that he at the
suggestion of said Williams took
stole and carried away said
property and delivered it to said
Williams who received it with
the knowledge that same had
been stolen as aforesaid

Wherefore deponent
charges that said Williams did
feloniously receive said property
as aforesaid and prays that
he may be apprehended and dealt with
according to law

David J. Larkin

Sworn before me, this
12th day of December 1891
at New York
Notary Public

0932

CITY AND COUNTY }
OF NEW YORK, } ss.

Richard Pendleton
aged 24 years, occupation clerk of No.

53 East 21st Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Maria Larkin
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 12th
day of January 1887 } Rich Pendleton
[Signature]
Police Justice.

0933

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

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

Dated.....18.....*Police Justice.*

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

Dated.....18.....*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.....18.....*Police Justice.*

\$.....to answer.....

0935

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.....

Dupondant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Twenty 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 *Jan 14* 1891 *W. M. Mahon* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0936

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court---

2nd

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William M. Le Cat
889 - Broadway

Richard Perle
and

John G. Williams

4

Dated

January 14th 1891

M. Mahon Magistrate.

Heidelberg & Dolan, Officer.

Central Precinct.

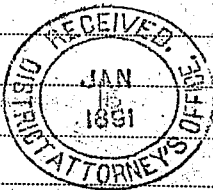
Witnesses The Officers -

No. Street.

No. Street.

No. Street.

\$ 25.00 Cash



9 P.M.
No 2.

0937

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Heidelberg
aged 49 years, occupation Detective Sergeant Central
Office Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of William N. Le Cote
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

January 1891

E. H. Wickham

W. T. M. M. M. M.

Police Justice.

0938

Sec. 198-200.

Second District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer.

Richard Pendleton

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New Jersey

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

Answer.

353 E 21st Street 6 mos.

Question. What is your business or profession?

Answer.

Idler

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.

Nothing to Say by
advice of Counsel

Rich. Pendleton

Taken before me this

14th day of January 1891

John J. Sullivan

Police Justice

0939

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

John G. Williams 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 me; that the statement is designed to
enable h me if he see fit to answer the charge and explain the facts alleged against h me
that he is at liberty to waive making a statement, and that h me waiver cannot be used
against h me on the trial.

Question. What is your name?

Answer.

John G. Williams

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Philadelphia

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

Answer.

202 1/2 West 24th St 6 mos

Question. What is your business or profession?

Answer.

Advertising 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 did receive some Silver
Silver ware. which I thought
was stolen

John G. Williams

Taken before me this

14th1891

day

John G. Williams

Police Justice

0940

Sec. 151.

Police Court.....2.....District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by David J. Perkins
of No. 889 Broadway about 31st day of December
1880 at the City of New York, in the County of New York,

A quantity of Silver Forks and
spoons of the value of forty Dollars
property of the Gorham Manufacturing Company was
feloniously taken stolen carried away and
feloniously received by George
Williams

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 2 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 12th day of January 1881

D. J. McMahon POLICE JUSTICE.

0941

POLICE COURT 2nd DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

George Williams

Warrant General
George Williams
1889

Dated January 12th 1889
Nicholson Magistrate.

Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

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

Dated 188

Police Justice.

The within named

0942

Police Court, 2 District.

City and County } ss.
of New York,

William N. Le Cato
 of No. 889 Broadway Street, aged 33 years,
 occupation Manager Gorham Manufacturing Company, being duly sworn, deposes and says,
 that on the 31st day of December 1890, at the City of New
 York, in the County of New York, Richard Pendleton (now
 here), did feloniously take, steal and

carry away from the possession
 of this defendant deponent the
 following property to wit: a quantity
 silver forks and spoons of the value
 of forty dollars the property of
 the Gorham Manufacturing Company
 and in case of deponent that said
 property was stolen by said
 Pendleton and deponent's knowledge
 of the same is as follows: that
 said property has been missed by
 deponent and other employees
 of said Company and the defendant
 as deponent is informed by Charles
 Heidelberg (now here) the defendant
 has acknowledged and confessed
 that he stole said property and
 appropriated it to his own use.
 Deponent further alleges that the
 said Pendleton has informed de-
 ponent that he took said property
 so stolen to John L. Williams
 (now here) who received said property
 he well knowing the same to
 have been stolen or wrongfully
 appropriated and did so receive
 said property with the understanding
 that he Williams should sell and
 dispose of the same.

Deponent is further informed by Charles
 Heidelberg (now here) that said Williams
 upon being arrested acknowledged
 that he received said property

0943

and that he received the same
with the knowledge that it was
stolen.

Swear to before me }
this 14th January, 1891 } Wm. N. Sebato
W. W. Mahon }
Police Justice }

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars, and be committed to the Warden and Keeper of the City
Prison of the City of New York, until he give such bail.
Dated 188
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 mentioned, I order he to be discharged.
Dated 188
Police Justice.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Offence,

1
2
3
4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer

Sessions.

0944

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 Pendleton

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

Richard Pendleton

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows :

The said

Richard Pendleton

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *January* in the year of our Lord one thousand eight hundred and *ninety-*
one, at the City and County aforesaid, with force and arms,

*five card cases of the value of
twenty-five dollars each, one other
card case of the value of ten dollars,
one watch of the value of sixty
dollars, one knife of the value of
nine dollars, one ring of the value
of ten dollars and one comb of
the value of three dollars*

of the goods, chattels and personal property of ~~one~~ a corporation called

The Gorham Manufacturing Company

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.

0945

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Richard Pendleton

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

The said

Richard Pendleton

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,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of ~~one~~ a corporation called *The Gorham Manufacturing Company*

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

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

Richard Pendleton

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

De Lancey Nicoll,

~~JOHN R. FELLOWS,~~

District Attorney.

0946

Witnesses;

Counsel,

Filed

16 day of Jan 1891

Pleads,

W. J. G. 11

THE PEOPLE

vs.

Grand Jurors, *Adgegroed*
[Sections 628, 629, 630 Penal Code].

Richard Bendleton

See case of William

DE LANCEY NICOLL

~~JOHN R. PHILLIPS~~

District Attorney.

A True Bill.

Franklin Eason

Foreman.

0947

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 Pendleton

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

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

Richard Pendleton

late of the City of New York, in the County of New York aforesaid, on the *sixth* day of *January* in the year of our Lord one thousand eight hundred and *ninety* *one*, at the City and County aforesaid, with force and arms,

diverse articles of silverware, of a number and description to the Grand Jury aforesaid unknown, of the value of two hundred dollars

of the goods, chattels and personal property of ~~one~~ a corporation called

the Gorham Manufacturing Company

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.

De Renney Nicoll,
District Attorney

0948

170

Witnesses:

Counsel,
Filed 19 day of Jan'y 1897
Pleads, *Indigently*

THE PEOPLE

vs.

R

Richard Bendleton

3

Grand Larceny, second degree.
[Sections 528, 531 — Penal Code.]

DE LANCEY NICOLL
JOHN R. FELLOWS

District Attorney.

A True Bill.

Franklin Carson

Foreman.

0949

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 Pendleton
and
John G. Williams

The Grand Jury of the City and County of New York, by this indictment,
accuse *Richard Pendleton and John G. Williams*

of the CRIME OF GRAND LARCENY IN THE *Second* DEGREE, committed
as follows:

The said

*Richard Pendleton and John
G. Williams, both*

late of the City of New York, in the County of New York aforesaid, on the *31st*
day of *December* in the year of our Lord one thousand eight hundred and *ninety*,
_____, at the City and County aforesaid, with force and arms,

*ten forks of the value of two
dollars each and ten spoons
of the value of two dollars
each*

of the goods, chattels and personal property of ~~one~~ a corporation called the

Gorham Manufacturing Company

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.

0950

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Richard Pendleton and John G. Williams
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

John G. Williams

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,

*ten forks of the value of two
dollars each, and ten spoons of
the value of two dollars each*

of the goods, chattels and personal property of one *a corporation called
the Gorham Manufacturing Company*
by one *Richard Pendleton and*
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen, taken and carried away from the said *corporation*

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

John G. Williams

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

De Rancey T. McCall
~~JOHN R. FELLOWS,~~

District Attorney.

0951

BOX:

424

FOLDER:

3918

DESCRIPTION:

Phenix, Charles J.

DATE:

01/16/91



3918

0952

Witnesses:

Counsel,

Filed

day of

1891

Pleas,

THE PEOPLE

vs.

degree.

[Sections 224 and 228, Penal Code].

Robbery,

Unit

Charles S. Dennis

DELANCEY NICOLL,

JOHN R. FELLOWS

District Attorney.

Jan 26. 1891. U. S. D. C.

Jan 29. 1891. U. S. D. C.

Feb 10. 1891. 12. S. W.

A TRUE BILL

Feb 18. 1891. 12. S. W.

Franklin Casan

Foreman.

Part 2 - Jan. 29/91

Tried and jury disagreed.

Part 2. Feb. 25, 1891

Tried and acquitted.

4. C
8. 2

0953

Police Court

District.

CITY AND COUNTY
OF NEW YORK, ss

Sinton Steele

of No. Scranton Pa. (142 West 33d St. N.Y.) Aged 32 YearsOccupation Locomotive Engineer being duly sworn, deposes and says, that on the
2 day of July 1880, at the 20th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

One diamond stud of the value of
one hundred and thirty dollars, one
gold watch, chain and locket, all
of the value of

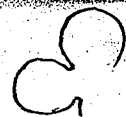
of the value of three hundred DOLLARS,
the property of deponent.

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 force and violence as aforesaid byCharles F. Phoenix (now here)

Deponent was a stranger in the city and
got acquainted with defendant in a
saloon in Eighth Avenue at No 352.

Deponent left the said saloon about
10 o'clock A.M., and the defendant
followed deponent out. Deponent
walked along 8th Avenue a few

What did
he tell you
as to his intentions



day of

Sworn to before me this

188

Police Justice



0954

blocks, and when near West 29th St. Street
the defendant struck deponent a severe
blow in the face with some weapon, and
he knocked deponent down, and the
defendant then cut the said shirt out of
deponent's shirt, and he also took the
said watch, chain, pocket, and money
from the pockets of deponent's clothing.
Deponent asks that defendant be held to
answer for said robbery.

1899
January 19
J. M. Watson
Police Justice

Dated 1889
guilty of the offence within mentioned, I order him to be discharged.
There being no sufficient cause to believe the within named
Police Justice.

Dated 1889
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Police Justice.

Dated 1889
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
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

Police Court, District.

THE PEOPLE, &c., on the complaint of		Offence—ROBBERY	
1		Dated	1889
2		Magistrate.	
3		Officer.	
4		Clerk.	
Witness,		Street,	
No.		Street,	
No.		Street,	
No.		to answer General Sessions.	

0955

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Charles J. Phinix 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 he see fit to answer the charge and explain the facts alleged against h
that he is at liberty to waive making a statement, and that h waiver cannot be used
against h on the trial.

Question. What is your name?

Answer. *Charles J. Phinix*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *449 West 43rd St. 9 1/2 years*

Question. What is your business or profession?

Answer. *Fireman*

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
C. J. Phinix*

Taken before me this

13

day of *November* 189*7*

Attestation

Police Justice

0956

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

Charles J. O'Brien

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 Jan 9 1891 H. T. Malon Police Justice.

conf. 1/13/91

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

Dated _____ 18 _____ John Moore 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 _____ 18 _____ John W. Robinson Police Justice.

SON of H. J. O'BRIEN John W. Robinson

59

40

18

Offence.....
Robbery

2 _____

3 _____

4 _____

Dated Jan 13 1881

Mr. Nelson Magistrate:

E. J. Armstrong Officer.

..... Precinct.
Marie Lewis

Witnesses _____
No. 270 West 29th Street.

John Hoffer

No. 134 Christopher Street

No. _____ Street _____

to answer

CONFIDENTIAL ATTORNEY'S

0958

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 T. Phoenix

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

Charles T. Phoenix —

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

The said *Charles T. Phoenix*,

late of the City of New York, in the County of New York aforesaid, on the *second* day of *July*, in the year of our Lord one thousand eight hundred and *eighty-ninth*, in the *morning* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Sinton Steele*, in the peace of the said People, then and there being, feloniously did make an assault, and

one kind of the value of one hundred and thirty dollars, one watch of the value of one hundred dollars, one train of the value of fifty dollars, one pocket of the value of twenty dollars, and the sum of thirty dollars in money, lawful money of the United States of America and of the value of thirty dollars.

of the goods, chattels and personal property of the said *Sinton Steele*, from the person of the said *Sinton Steele*, against the will, and by violence to the person of the said *Sinton Steele*, then and there violently and feloniously did rob, steal, take and carry away, *the said*

Charles T. Phoenix *being then and there armed with a dangerous weapon, (a more particular description whereof is to the Grand Jury aforesaid submission)*

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.

Edmund Mitchell,
District Attorney

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**END OF
BOX**