

0540

BOX:

17

FOLDER:

218

DESCRIPTION:

Allen, Richard

DATE:

08/09/80



218

0541

93

Day of Trial

Counsel,

Filed 9 day of Aug 1880

Pleads

THE PEOPLE

vs.

BURGLARY—Third Degree, and  
[Receiving Stolen Goods.]

vs. [illegible]

*R. Allen*

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

*[Signature]*

Foreman

*[Signature]*

S. P. Two years & 6 mo.

Aug. 11/80

0542

Police Court—Second District.

City and County of New York.

George F. Pusch,

of No. 37 West 28th Street, being duly sworn,

deposes and says, that the premises No. 37 West 28th

Street, 21st Ward, in the City and County aforesaid, the said being a Store

and which was occupied by deponent as a Liquor Store and Restaurant

were **BURGLARIOUSLY**

entered by means of a forcible busting open the side

door leading from the main hallway of

said premises. At between the hours of

six and seven o'clock A.M.

on the morning of the 1st day of August 1887.

and the following property feloniously taken, stolen, and carried away, viz:

Gold and lawful money of the United

States of the value of Five <sup>300</sup> Dollars. Consisting

of One Note or Bill of the denomination and

value of One dollar and Silver Nickel and

Copper Coin of the value of Four <sup>300</sup> dollars.

One pair of Silver Buttons (Gold) of the value

of Six dollars and One plated Table Knife

of the value of One dollar. all being of the

value of <sup>300</sup> Dollars.

the property of Deponent.

and deponent further says, that he has great cause to believe, and does believe, that

the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen

and carried away by Richard Allen (now here)

for the reasons following, to wit: From the fact that deponent

is informed by Edward Chen of No 37

West 28th Street that he discovered the

said Allen in said premises in act of

ransacking the drawers behind the Counter

in said premises. and on subsequently

examination by deponent he discerned

that the said door had been forced as

above said.

George F. Pusch

Sworn to before me  
this 1st day of August 1887  
J. M. [Signature]

0543

Police Court—Fifth District.

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

*Richard Allen* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

*Richard Allen*

Question. How old are you?

Answer.

*47 years*

Question. Where were you born?

Answer.

*Louisiana*

Question. Where do you live?

Answer.

*No home in New York*

Question. What is your occupation?

Answer.

*Business Broker*

Question. Have you anything to say, and if so, what,—relative to the charge here  
preferred against you?

Answer.

*I have nothing to  
say, I waive further  
examination for a  
trial*

*Richard Allen*

Taken before me, this

day of

*June* 187*8*

*[Signature]*

Police Justice.

0544

Police Court—Second District.

OFFENSE: BURGLARY AND LARCENY.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Angelo F. Guoch.  
37 1/2 28th St.

Richard Allen

Dated August 1<sup>st</sup> 1880.

Murray Magistrate.

Patrick Argam Officer  
29th St.

Witnesses:  
Edward N. Mear.

Geo. Mark. 2<sup>nd</sup> St. Street



Committed in default of \$ 5000 — Bail.

Bailed by \_\_\_\_\_

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

*(Handwritten mark)*

0545

FORM 10.

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

Edward J. Van

of No. 37 West 38<sup>th</sup> Street, being duly sworn, deposes and says,  
that on the 1<sup>st</sup> day of December 1880 at the City of  
New York, in the County of New York,

deposed. Saw Richard  
Allen, in said prison  
as described in the book  
going opposite and  
perceiving him did  
cause him answer by  
James Hogan of  
the 20<sup>th</sup> Precinct.  
Edward J. Van

*Handwritten notes and signatures on the left margin:*  
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0546

CITY AND COUNTY } ss.  
OF NEW YORK,

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

That

Richard Allen.

late of the *South Fifth* Ward of the City of New York, in the County of New York,  
aforesaid, on the *Tenth* day of *August* in the year of our Lord one  
thousand eight hundred and eighty *seven* with force and arms, at the Ward,  
City and County aforesaid, the *Store* of

*George J Pusch* there situate, feloniously and  
burglariously, did break into and enter, the same being a building in which divers  
goods, merchandise, and valuable things were then and there kept for use, sale and  
deposit, to wit: the goods, chattels, and personal property hereinafter described, with  
intent the said goods, chattels, and personal property of the said

*George J Pusch* - then and there being, then and there  
feloniously and burglariously to steal, take and carry away, and

*One* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *a* United States Treasury Note of the  
denomination of *One* dollar and of the value of *One* dollar.

*One* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *a* Bank Note of the denomination of  
*One* dollar and of the value of *One* dollar.

*Divers Coins of a number and denomination to the jurors aforesaid  
unknown and a more accurate description of which can not now  
be given of the value of four dollars and three cents -  
Two buttons [of the kind called sleeve buttons of the value of  
1/2 each - One knife of the value of one dollar*

of the goods, chattels, and personal property of the said

*George J Pusch* -

so kept as aforesaid in the said *Store* - then and there being, 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.

0547

And the Jurors aforesaid, upon their oath aforesaid, do further present  
THAT the said

*Richard Allen*

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and in  
the year aforesaid, with force and arms, at the Ward, City, and County aforesaid,

*One* Promissory Note ..... for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *a* United States Treasury Note ..... of the  
denomination of *one* dollar ..... and of the value of *one* dollar.....

*One* Promissory Note ..... for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *a* Bank Note ..... of the denomination of  
*one* dollar ..... and of the value of *one* dollar.....

*Several coins of a number and denomination  
to the Jurors aforesaid unknown, and a more  
accurate description of which cannot  
now be given of the value of four  
dollars and three cents  
Two buttons (of the kind called sleeve-  
buttons) of the value of three dollars  
each -*

*One Knife of the value of one dollar*

of the goods, chattels and personal property of

*George J. Rusch*

by a certain person or persons to the Jurors aforesaid unknown, then lately before  
feloniously stolen of the said

*George J. Rusch*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have  
(the said

*Richard Allen*

then and there well knowing the said goods, chattels, and personal property to have  
been feloniously stolen,) against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

**BENJ. K. PHELPS, District Attorney.**

0548

BOX:

17

FOLDER:

218

DESCRIPTION:

Antoine, Cattaneo

DATE:

08/04/80



218

0549

*J.C.*

#36

Filed *4* day of *Aug* 1880

Pleas ~~XXXXXXXXXX~~

THE PEOPLE

vs.

*Cattaneo Antonio*

Felonious Assault and Battery

*116*  
*116*  
*116*

BENJ. K. PHELPS,

District Attorney

A True Bill.

*G. P. Kossan*

Foreman

*J. J. ...*  
*...*

*Per: ...*

0550

Police Court—Fifth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Cattano Antoin* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. *Cattano Antoin*

Question. How old are you?

Answer. *Twenty four years.*

Question. Where were you born?

Answer. *Italy*

Question. Where do you live?

Answer. *116. East. 44<sup>th</sup> Street*

Question. What is your occupation?

Answer. *Vender.*

Question. Have you anything to say, and if so, what,—relative to the charge here  
preferred against you?

Answer. *Boys stole some Oranges  
from me and I threw the Knife  
at them.*

*Cattano Antoin*

Taken before me this *15*  
day of *July* 18*87*

*J. M. [Signature]*  
Police Justice.

0551

New York Hospital,

West Fifteenth Street,

New York, Aug 4<sup>th</sup> 1880

Geo. Walker 16 - U.S. - Express Boy of 68 W. 42<sup>nd</sup> St  
Came to this hospital on the evening  
of July 14<sup>th</sup> / 80 (9.30 PM) suffering from  
small incised wound of left thigh  
A dressing was applied and the boy  
allowed to go home as he did not  
need or desire hospital treatment.  
As far as I know he never returned  
for further treatment.

Respectfully Submitted  
Francis H. Mallon  
House Surgeon  
N.Y.H.

0552

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

George Walker of No. 68  
West 43<sup>d</sup> Street, being duly sworn, deposes and says

that on the 14 day of July in the year 1870, at the City of New York, he was violently and feloniously assaulted and beaten by

Cattano Antoin (now dead) who cut deponent on the left hip with a knife then and there cast and ~~threw~~ <sup>dropped</sup> the hand of said Cattano Antoin while deponent was passing through Dick Avenue and that a wound was thereby inflicted on the person of deponent

with the felonious intent to take the life of deponent, or to do him 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 dealt with according to law.

Sworn to before me this 15 day of July 1870 } George Walker  
J. Hillman Police Justice.

0553

POLICE COURT—Second District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

OFFENCE—Felonious Assault and Battery

*George Walker*  
*168 or 43 West*

vs.

*Battano Antonio*

Dated *July 15* 188*8*.

*Richard* Magistrate.

*Edward Manning*  
*129th*

Clerk.

Witnesses:



Committed in default of \$*1000* bail.

Bailed by

No.

*Con*

Street.

0554

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

That *Cattaneo Antoine*

late of the City of New York, in the County of New York, aforesaid, on the  
*fourteenth* day of *July* in the year of our Lord  
one thousand eight hundred and *eighty* with force and arms, at the City and  
County aforesaid, in and upon the body of *George Walker*  
in the peace of the said people then and there being, feloniously did make an assault  
and *him* the said *George Walker*  
with a certain *Knife*  
which the said

*Cattaneo Antoine*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound  
with intent *him* the said *George Walker*  
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said *Cattaneo Antoine*  
with force and arms, in and upon the body of the said *George Walker*  
then and there being, wilfully and feloniously did make an  
assault and *him* the said *George Walker*  
with a certain *Knife* which the said

*Cattaneo Antoine* in *his* right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, wilfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously  
do bodily harm unto *him* the said *George Walker*  
against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-  
said, the said *Cattaneo Antoine*  
with force and arms, in and upon the body of *George Walker*  
in the peace of the said people then and there being, feloniously, did make another  
assault and *him* the said *George Walker*  
with a certain *Knife*  
which the said

*Cattaneo Antoine* in *his* right  
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of *him* the said *George Walker* with intent *him* the

0555

said *George Walker* 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.

FOURTH COUNT.

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

*Cattaneo Antoine* with force and arms, in and upon the body of the said *George Walker* then and there being, wilfully and feloniously, did make another assault and *hit* the said *George Walker* with a certain *knife* which the said *Cattaneo Antoine* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *him* the said *George Walker* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

*Ben: Ceno ments*  
*Francis Speasall*  
*Henry St. Foreman*  
*John Williams*  
A TRUE BILL.

BENJ. K. PHELPS  
District Attorney

*Cattaneo Antoine*  
THE PEOPLE  
Felonious Assault and Battery.

*W.P.*  
Filed *12* day of *Aug* 188*0*  
Pleads  
#36