

0176

BOX:

482

FOLDER:

4403

DESCRIPTION:

Pallister, Thomas

DATE:

05/25/92



4403

0177

Witnesses:

Frank Donnelly
Offr. W. G. Math

Counsel,

Filed

25 day of

May 1892

Pleads,

THE PEOPLE

36
39 *Caroline H.*
Proctor. vs.

Thomas Ballister

Murder in the First Degree.
(Section 183, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Julius Catlin
Part 2 - Oct. 25, 1892. Foreman.
Fried and convicted of
Murder in the First Degree
Sentenced to suffer
death within the
next term of the
Court, Dec. 12, 1892.
Part 2 - Nov. 4, 1892.

0178

No. 1.

408

District Attorney's Office.

Exhibit - 100-100

PEOPLE

Hammatt ^{vs.}

reside in Brooklyn -
Ch. R. R. Dick Assoc. & American

8 years -
know deft. abt. 2 mos before Apr 30

Wing of Sal -
followed & struck from behind -

Mr Farley - took me to Pan

allman's cor 30 South & Grand -

then started home 516 Greene

learned of his arrest May 15

Mr Brewster's Sullivan Street

Mr Swarty
Brawley

0179

[illegible]

892

edge. Fitzgerald
 shows. New York City

I hope your Honor will grant me
 a Honor. I am about to be tried for
 I has been argued to me by the Court-
 know doubt is an honest man. But
 mind with one of my own selection
 me such of I am grieved time
 but not enough. But will have what is
 an to - but my case back & I will be

look to attempt my own life while here in
 rough fear of a trial. it was done all in
 the world is my poor old mother & it
 in that moment - I thought I would be
 but God & the Virgin took pity on
 to enter hell & damnation forever.
 my God for showing such mercy to me
 for the rest of my life to be a good
 as hope that has showing me such

0-181

mercy- your Honor my case is self defence & if I am Granted
time to get Ready. to get my ~~Natural~~ witnesses to gether & secure my own
counsel I will be thankful.

My hand is very Painful at Present - & I am also very weak from
Loss of so much Blood. But - I must not find fault - as it was my
own doing.

So I Beg of your Honor to Grant me time to get Ready. do not
fear your Honor that I will attempt such a thing again. Oh no your
Honor my soul Belongs to my God now. & I will take care of it. till
he & my Blessed Mother calls for it. & I will do all in my power
to make it pleasing to him. as I hope to be in heaven some day. so
will I do my Best to please him that suffered for me.

to his Honor Judge Fitzgerald
Court of Sessions

New York City

I Remain yours Humbly

From Thomas Gallivan.

charged with the Killing of Adam Kane. on the night of
april 30th 1892

day set for trial. Truly I am Depressed - I pray your Honor will give
me time. & I will be thankful to God & your Honor for it -

Humbly yours Thomas Gallivan

0 182

CORRECTION

0183

June 27th 1892to the Honorable Judge. Fitzgerald
Court of Sessions. New York City

Dear Sir

I will your letter & I hope your Honor will grant me what I will Request of you: Judge your Honor. I am about to be tried for my Life. & I feel that the Counsel that has been assigned to me by the Court I can not have any confidence in: he know doubt is an honest man. But I would feel more easy in my mind with one of my own selection & your Honor my friends will procure me such of I am grieved time we have a certain amount of money. But not enough. But will have what is needed in a little while so I beg of you to - Put my case back & I will be grateful to your Honor for it -

Your Honor I am sorry that I was so foolish to attempt my own life while here in the Tombs. But your Honor it was not through fear of a trial. it was done all in a moment of despondence: all I have in the world is my poor old mother & it was strong me to look at her poor face. & in that moment I thought I would be better dead. So I done what I did. But God & the Virgin took pity on me & brought me back as I was about to enter Hell & damnation forever. and I am ever so glad & thankful to my God for showing such mercy to one that has been so bad to him. But I hope for the Rest of my life to be a good man for my soul sake. & for my Gods sake that has showing me such

mercy. your Honor my case is self defenced & if I am Granted
time to get Ready. to get my ~~Witnesses~~ witnesses to gether & procure my own
counsel I will be thankful.

My hand is very Painful at Present - & I am also very weak from
Loss of so much Blood. But - I must not find fault - as it was my
own doing.

So I Beg of your Honor to Grant me time to get Ready. do not
fear your Honor that I will attempt such a thing again. oh no your
Honor my soul Belongs to my God now & I will take care of it till
he & my Blessed Mother calls for it & I will do all in my Power
to make it Pleasing to him. as I hope to be in heaven some day. so
will I do my Best to Please him that suffered for me.

to his Honor Judge Fitzgerald
Court of Sessions

I Remain your Humbly

New York City

From Thomas Gallivan.

Charged with the Killing of Adam Kane. on the night of
April 30th 1892

day set for trial. Truly I fear - I Pray your Honor will give
me time. & I will be thankful to God & your Honor for it -

Humbly yours Thomas Gallivan

1600

District Attorney's Office.

People

Thos Pallister
Murder in the first degree

Order of Proof

Joseph Merrick
 Frederick Newhouse
 Ernest Rincke
 Patrick Kane
 John Kehoe
 Frank Donnelly
 Officer McGrath
 " O'Neill
 " Davenport
 Dr. Berry S. Crebo
 Coroner Messener
 Dr. Conway
 Morris Kane

Rebuttal

James McGuire
 Patrick Leuchars

0 186

FRANK DONNELLY,

Dealer in Imported and Domestic

Wines, Liquors, Ales & Cigars.

20 GRAND STREET.

Corner Sullivan Street,

NEW YORK.

0187

The following
I was the person
that caused to be
him in the office
of the...
...the woman
he wanted to make
a place about the
way...
...he did

0 188

Wm. B. ...
The Snuggery,
Wine © and © Lunch © Room,
NO. 77 CHURCH STREET,
HENRY WELLBROCK, NEW YORK.
SUCCESSOR TO THEODORE MAHLAND.

0189

Feb 19th 1889.

Thos Pallister Rungby

John Oth. Rungby Indit Mar 4th 1889

on 5th Rungby Rungby Rungby

3 years Rungby Rungby

0790

Berry S. Drake M.D. House Surg. Stillman
on Apr 20th 1890 was sent down to about
9⁰⁰ and he was sent to Chase & Stillman's
to be kept in their power. At once he was
sent in light form to the house &
back him to his place. Then the house
in selection which was led by some
about 10⁰⁰ to 11⁰⁰ and he was sent
Dr. Drake to the house & was sent to the
house.

Geo

r

Callister

Dr. Perry & Co.

0191

0 192

DEPARTMENT OF
PUBLIC CHARITIES AND CORRECTION,

OFFICE OF CITY PRISON, COR. OF FRANKLIN AND CENTRE STREETS,

HENRY H. PORTER, Pres't.,
CHARLES E. SIMMONS, M. D., } Commissioners.
EDWARD C. SHEEHY.

JOHN FALLON, Warden.

New York June 13 1892

John Fallon Esq. Warden
Dear Sir,

With regard to
Thomas Pallister I would state
that by the assistance of one or
two men to aid him in walking
& standing, I believe the prisoner
could appear in court without
detriment —

Yours truly
W. Whitworth.

0193

C. H. Chetwood

0194

from oozing through the wound. He said "I'm dying." I said "Keep quiet. You ain't dying."

We brought him inside and laid him on the table. I unbuttoned his pants and vest and looked at the wound. Could not tell the length of it as the pants had oozed through. The policeman asked his name, as he had passed an examination for the police himself, I refused to give it. The ambulance surgeon came in, I stepped to the door and asked a young fellow to go for a priest. I went on the ambulance and had it call at the house for a priest. I don't know where the priest's house is. The priest came with us to the hospital. I went to 16th St for Dr Kane. I saw the operation, and staid with him almost the entire time till he died. He kept saying "I'm dying."

Maurice Kane

Maurice Kane

I was at home in 24 Beach Street. Word came that my brother Adam Kane, wanted to see me, at the corner of Sullivan & Grand Street. I put on my coat and went right up. I saw Adam Kane sitting on a stoop in Sullivan Street, between Canal and Grand. A crowd was there and some policemen. The policemen put me back, I said I wanted to see my brother. I asked my brother "What's the matter?" he said "I'm destroyed." I again said "What's the matter?" he said "I'm stabbed." I said "Who done it?" he said "I don't know him." I said where is he? he said "the police have got him." (This was after the defendant had been identified by Adam Kane). I caught hold of him and said "Get up" he said "I ain't able" I lifted him up, and with the assistance of one of the policemen took him inside. He held his hand over the cuts to keep the parts

0 196

OFFICER O'NEILL, 8th Precinct.

About 8.45 I went into the grocery and found McGrath. I handed McGrath the knife and we took the prisoner to the Station House and the knife was handed to the Sergeant and we said this man was charged with stabbing several people with that knife and the prisoner said nothing. When we were taking him to the Station House we asked him what he had done this for anyhow and he said that is the way to do them people. We took him to be identified and he was identified by Adam Kane. Adam Kane said he was sure. Officer McGrath said be sure you are right and he said he was and I was present when the other Pat. Kane identified him. Pat. Kane said "You cut us both, dammed if I don't think I could lick him now if I had a chance" and the prisoner said nothing. When brought before the Sergeant he was told that he was charged with cutting some person and he said nothing.

0197

FRED. NEWHOUSE, 33 Grand St.

I was in the shop about 8.40 P.M. when a man came running in and picked up a knife and steel and rushed out. A few minutes afterwards the same looking man came back and threw them down on the floor, and the policeman then arrested the man. Ernest Rincke is my boss.

0198

PATRICK KANE, 149 Hudson St.

I was standing on the S. E. corner and this fellow and his companion came by and jostled Kane so hard that he fell against me. He then went on and mumbled something and turned around and stopped. Kane went up to him. I turned around to talk thinking that Kane might know them and the next thing I knew the two men were getting up and the defendant and his partner clinched with Adam Kane ~~and I went over~~ and I went over and separated them. I walked ahead. He said he would fix the son of a bitch. I told him he might get worsted. We all went to the N.E. corner when I heard a cry he's got something in his hand and I turned and saw Kane try to get away and he turned to me and I ran away and he chased me.

0199

JOHN KEHOE, 300 W. Houston St.

Pat. Kane, Adam Kane, Joseph Merrick, John Whalen and I were standing on the S. E. corner of Sullivan and Grand Streets when two parties passed by. One of them turned around and jumbled something and the released walked up to the two and they clinched. Patrick Kane went up and separated them. Prisoner and Patrick Kane and friend walked off a few steps together. We all walked over to the N. E. corner and Adam Kane, Patrick Kane and Joseph Merrick were standing together. Whalen and I were a little apart. I heard somebody say, "Look out he has a knife" and looked up and saw somebody with something in his hand plunge it into one of the party and Whalen and I ran away up Sullivan St.

0200

JOSEPH MERNICH, 125 Congress St. B'klyn, 117 Liberty St.
c/o Komputer Printing Company, New York.

I was on the S.E. corner of Sullivan and Grand Sts.
when defendant and a friend passed by and looked as he walked.
Adam Kane followed him and the next thing I saw, ^{Pacchiano} Kelly, the de-
fendant, and friend were on the ground and Kelly got up and rushed
at Kane to clinch and Pat. Kane and I separated them and defendant
and friend went away. We then went to the N. E. corner when
^{Pacchiano} Kelly came back carrying ~~a knife~~ a knife in one hand and a steel
in the other and he caught me by the collar and said, "Are you the
fat son of a bitch that interfered with me?" and I pulled away
and said "Run boys he's got a knife" and I ran. That is all I
knew until next morning when I read it in the papers. I recognized
the corners and the man with the knife.

Patrick Lenahan

Keeps saloon cor. Vestry
and Hudson St. Saw Adam
Kane shortly before the affair.
Kane was not intoxicated.

James M. Guire

Was in the saloon with
Lenahan. Saw Kane; he was
not intoxicated.

Alfred B. McDaniell, M.D.

I was the Ambulance Surgeon at St Vincents Hospital, I was called about 8.45 P.M. found Patrick Kane, in a drug store, he had a cut in his side and back, about two and a half or three inches, done with a sharp instrument, and two small stab wounds in front, one in the breast and one in the abdomen, and one on his hand about the thumb - he said he caught the knife - He had lost considerable blood, ugly cuts but not apt to be serious, sewed the wounds + took him to the hospital and turned him over to the House Surgeon, Dr M. F. Foley.

0203

FRANK DONNELLY, liquor dealer, 20 Grand St.

I saw him, Pallister, go up to the parties and say, "now I have got you" I saw two bright iron objects which I discovered to be a knife when he stabbed Adam Kane. I saw him stab Adam Kane. I was about ten feet away and saw clearly. A bright electric light was opposite and in the porch of the saloon where I was. I was there about two or three minutes. After he struck the others ran away. He was between Adam Kane and his friends and he turned round and said, "You son of a bitch I've got you alone" and Adam Kane was at that time on the west side of Sullivan Street, and ran up the west side. Pallister following him (Kane) Kane rushed to the middle of the street; I shouted "don't stab him" but he did strike him two or three times. Pallister then ran down to Grand St. and up Grand to Thompson. Adam Kane then crossed Grand St. towards Canal St. When Pallister got about 100 feet east of the corner of Grand and Sullivan St. officer McGrath came up and said "that's the mother" and I told him to hurry up. He went ahead eastward towards Thompson St. and I followed. We caught up with Pallister going into a grocery store. I saw him with something in his left hand which looked like a steel and when he came up he was rubbing them together, the things which he had in his right and left hands. I saw Pallister take the knife and steel back with him and go into the grocery store. I got there just as the officer~~x~~ arrested him and heard the officer say, "give me that knife he has just thrown down" He spoke to the boss. I said to the officer, in the presence of Pallister, "that is the man" I went to the store. This was about 8.45 P.M.

0204

2

About fifteen minutes later I saw the police going down with the prisoner and I followed them to the corner of Sullivan and Canal Sts. and Adam Kane was sitting on the stoop and the prisoner was brought within about a foot or so and he said "that is the man" There was plenty of light there and the officer struck a ~~xxxx~~ match and held it before the face of the prisoner. The prisoner was taken away and Adam Kane was taken into the Tailors shop and I went away.

0205

OFFICER Mc.GRATH, 5th Precinct.

On the 30th of April about 8.45 P.M. I was coming down Sullivan Street. I saw the prisoner through Grand eastward towards Thompson St. He ran into Ernest Rincke's grocery store, I right behind him. I saw him throw something out of his hand. I grabbed him and held him. Rincke said that man stole my knife (the knife was lying at the prisoner's right foot) O'Neill appeared and I said "pick up that knife" Officer O'Neill picked up the knife. Rincke said the man is after stealing my knife and steel. There was no other knife there at the time. We then took the prisoner back to the corner of Sullivan and Grand Sts. We wanted to find the injured parties. Then we took the prisoner to the Station House and I showed the knife with blood on it to the Sergeant and said this man is reported to have cut several people with that knife and the prisoner said nothing. Detective Savacol suggested that we take the prisoner to see if he could be identified and we brought him down to the corner of Sullivan and Canal where Adam Kane was sitting on the stoop in charge of Officer Barry and Adam Kane said that is the man that cut me. We then took the prisoner to the Station House. Wm. Brown came in and reported and cutting of Patrick Kane and we took him down to the corner of Charlton and Varick Sts. and Pat. Kane said that is the man that cut me. On the way back to the Station House the prisoner said those parties upset my friend. He said his name was Thomas Kelly at the Station House.

0206

Grand Jury Room.

PEOPLE

vs.

Thompson, John

<i>John Thompson</i>	<i>1</i>
<i>Frank Thompson</i>	<i>3</i>
<i>Frank Thompson</i>	<i>5</i>
<i>Joe Thompson</i>	<i>7</i>
<i>Patricia Thompson</i>	<i>13</i>
<i>John H. Thompson</i>	<i>17</i>
<i>John Thompson</i>	<i>17</i>
<i>Alvin Thompson</i>	<i>19</i>

0207

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the house of *Coroners Office*
No. 27 Chambers Street, in the *6th* Ward of the City of
 New York, in the County of New York, this *11th* day of *May*
 in the year of our Lord one thousand eight hundred and ninety-two before

M. J. S. Messersner Coroner,
 of the City and County aforesaid, on view of the Body of *Adam Keane*
 lying dead at

Twelve good and lawful men of the State of New York, duly chosen and
 sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
Adam Keane came to his death, do
 upon their Oaths and Affirmations, say: That the said *Adam Keane*
 came to his death & at *St Vincents Hospital*
May 2nd 1892. from injuries received at the corner
 of Grand and Sullivan Streets on the *30th* of April
 1892, at the hands of *Thomas Kelly*, who then and there
 stabbed him.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition,
 set our hands and seals, on the day and place aforesaid.

JURORS.

W. H. H. 177 Canal St *St. Shinnick 137 W. Broadway*
John Kelly 50 W. 83 St *Harry Wedemeyer J. 58 Broadway*
Henry Hartmann 130 Canal St *Charles Good 160 Canal St*
W. Grover 380 Canal St *John Ford 62 Murray*
Frank A. Kerner 77 Murray *Joseph Sander 170 Canal St*
St. Grover 380 Canal St *Joseph Gloger 356 Canal St*

M. J. S. Messersner

CORONER, T. S.

0208

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

ON ANTE-MORTEM INQUISITION,

Taken at *St. Vincent Hospital*
No. *11th* Street, in the *9th* Ward of the City of
New York, in the County of New York, this *1st* day of *May*
in the year of our Lord one thousand eight hundred and *92*
Michael J. Messener before
of the City and County aforesaid, on view of the body of *Adam Kane* Coroner,

St. Vincent Hospital at
Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and
sworn or affirmed and charged to inquire, on behalf of said people, how and in what manner
the said *Adam Kane* was injured, do upon
their Oaths and Affirmations, say: That the said *Adam Kane* came
to his injury consisting of a stab wound
of the abdomen in Sullivan near Grand St.
about half past five o'clock in the evening
by a man unknown to the injured or wounded
man.

In Witness Whereof, We, the said Jurors as well as the Coroner, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

<i>Henry Hartmann 130 Canal St</i>	<i>Joseph Glover 356 Canal St</i>
<i>Geo. Chapman 179 Canal St</i>	<i>Harry Widmayer 558 Broadway</i>
<i>W. Shimick 137 W. Broadway</i>	<i>John Schoenberg 155 W. Broadway</i>
<i>John Kelly 50 W. Broadway</i>	<i>Isaac Vander 170 Canal St</i>
<i>Chas. Shingood 160 Canal St</i>	<i>John Ford 62 W. Broadway</i>
<i>Thos. W. Warner 107 W. Broadway</i>	<i>John Schoenberg 155 W. Broadway</i>

Michael J. Messener

CORONER, P. S.

0209

City and County of New York, ss.

Statement of Adam Kane now lying
dangerously wounded at St. Vincent's Hosp. in the 9th Ward
of said City and County, on the 7th day of May 1892

Question—What is your name?

Answer—Adam Kane

Question—Where do you live?

Answer—24 Beach St.

Question—Do you now believe that you are about to die?

Answer—I think I am

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer—Not that I know

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer—On April 30, 92 about nine past
two P.M. in Sullivan near Grand St I
was stabbed by a man who was arrested
and identified on me. I do not know
why he did it. I was going I do not
know if he was sober. I was stabbed
on the sidewalk. There was no reason for
it in the world. He walked up to me and
said "you are the fellow that hit me" and
then stabbed me.

Adam Kane

02 10

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND
25 Years	Months	Days	<i>Lucania</i>	<i>26 2 miles S. of ...</i>

Single
(2 miles)

021

70

AN ANTE-MORTEM INQUISITION

On the VIEW of the BODY of

Adam Kane

whereby it is found that he was
injured by a man unknown
to him on Sullivan near
Grand St. on April 30/92
about half past five
in the evening.

Taken on the 1st day
of May 1892
before

W. J. B. Messer Coroner.

Committed

Bailed

Discharged

✓

02 12

B.195, 2.C.

Coroners Office, New York County.

Inquest into the death

- of -

ADAM KEANE.

) Before
) HON. M. J. B. MESSEMER,
) and a Jury.
)
)
)

New York, May 11th, 1892,
10.30 A. M.

APPEARANCES: Mr. FRIEND appears for the prisoner;
MR. OSBORNE represents the District Attorney
for the people.

-----oOo-----

OFFICER JOHN A. McGRATH, duly sworn:-

By the Coroner:-

Q To what precinct are you attached? A. 8th Precinct.

Q On what day was this? A. April 30th, this year.

Q About what hour? A. About 8.45, P. M.

Q Where did this take place? A. I don't know how it
took place, I only made the arrest. I was coming down Sul-
livan Street that evening about 8.45 P. M., I saw a crowd
gather at the corner of Grand and Sullivan Streets going
down and I heard the people shout there he goes, pointing
towards the prisoner; the prisoner ran and I followed;
I caught him in a grocery store of Ernest Rinker, corner
of Thompson and Grand Streets; I brought him back to where
the accident happened to see if I could find anybody that
was cut; people around there said he was cutting several

people; I couldn't find anybody that was cut. Officer O'Neill and I brought him to the station house and on the way some citizens ran up and told me --

Objected to by Mr. Friend.

Witness: This knife which is here was found alongside of the prisoner, about two feet from him.

By Mr. Friend:-

Q In the grocery store? A. Yes.

Q That is in the same condition now that it was at the time of the apprehension of the defendant? A. Only this paper pasted on.

The knife is handed to the Jury.

Q What part of the store was the defendant found in?

A. Near the entrance.

Q Was the knife back of where he stood or in front of him?

A. On his side.

Q The distance was about how far? A. About two feet.

Q Can you show us what you mean by two feet -- from the position you are standing in? A. He was standing like this and the knife about two feet that side of him.

Q Was there anybody else in the store at the time of the arrest? A. Yes, sir.

Q About how many? A. About two or three people.

Q How far were they from where the knife was? A. I don't know exactly, about ten or twelve feet away.

Q Is it a small store? A. A good sized store.

-----oOo-----

FRANK DONNELLY, duly sworn:-

By the Coroner:-

Q Where do you live? A. No. 20 Grand Street; I am a saloon keeper.

Q Tell the Jury what you know of this case? A. On the night in question about quarter of nine o'clock I was outside of the saloon door and I saw these people stand quietly together talking and all of a sudden I saw this man run up with a knife and commence to strike right and left; he cut some others and got away and the deceased he turned around and he cut him also; he said you son-of-a-Bitch, I have got you alone, and the deceased ran about fifty feet up Sullivan Street, on the west side of Sullivan Street and there were two trucks in the street and the deceased got in between them when he closed up and tried to defend himself; I seen it was a knife he had; I said, don't stab that man; he stabbed him several times, then he ran down the street and I told Officer McGrath and he followed him in the saloon and saw him throw the knife down and McGrath arrested him.

By Mr. Friend:-

Q Did you see the knife? A. I saw him do the stabbing.

Q Were they in your saloon? A. No, sir.

Q What is the corner of your saloon? A. Grand & Sullivan.

Q How long have you been in business there? A. 5 years.

Q Is that the saloon that Williams was killed in?

A. No, sir; no one was killed in it.

Q Do you remember the killing of Ebon Williams, killed by Sam Brewster, some years ago? A. No, sir.

02 15

Q You don't remember that circumstance? A. No, sir.

Q Was that ~~the~~ saloon before you took charge of it?

A. Yes, sir.

Q Who kept it then? A. It was closed for a few months previous.

Q Is it not a fact it was closed by reason of that?

A. No, sir; the man failed.

Q How do you know what I am going to ask you. Is it not a fact that you know that the saloon was closed by the police by reason of the homicide having been committed there?

A. No, sir; it never happened there.

Q Do you know where it did happen? A. No, sir.

Q How do you know? A. Because I didn't hear of it; I am certain it didn't take place there; I would have heard of it.

Q Do you say you hear of all the homicides that take place? A. I glanced over the papers ----

Q Any homicides that take place in your neighborhood you would hear of it? A. Yes, sir.

Q Is it not a fact that in connection with this homicide, you being in the neighborhood you heard of this?

A. I would have heard of it.

Q The Keane homicide we are trying now, the Keane homicide, is it not a fact? A. I don't understand you.

Q You say if any homicide had taken place some years ago you would have known of it, and I ask you now is not that how you know in reference to this homicide, it is what you have heard, not what you have seen? A. It didn't happen there.

Q What didn't happen there? A. Homicide; I would have known if it did.

Q You don't know anything about it? A. No, sir.

A JUROR: The counsel asked you if it is only hearsay in regard to this homicide; I heard you say that you saw the man stab the other party and throw the knife in the store?

Witness: Yes.

By the Juror:-

Q You just now answered no; I think you had reference to the former homicide? A. Yes, sir; that is the one I had reference to.

By Another Juror:-

Q Did you see this party stabbed? A. Yes, sir; and I shouted back to him; I seen him run after the man fifty feet.

-----c0c-----

FREDERICK NEWHOUSE, duly sworn:-

I board with the grocer at No. 33 Grand Street, his name is Ernest Rinke; my occupation is grocery clerk; all I know of the matter is that a short, stout man jumped in the place, grabbed the knife and steel and run out again with the back turned to me. That is about all I know about the matter. Afterwards he came back and brought the knife back and the officer arrested him right about -- right by the door way.

BY MR. FRIEND:-

Q Did you know the man that came in for the knife?

0217

A. No, sir, I did not, I never seen him before.

Q You did not know him? A. No, sir.

Q All you know is that somebody came into your place and picked up a knife and run out? A. Yes, sir.

Q What occurred after that you don't know? A. No, sir; I do not.

Q You don't know him -- you did not know him when he came in there? A. No, sir.

Q When he came back you did not see his face? A. No, sir.

Q You don't know who the man is to-day? A. No, sir; I could not identify him, only I seen him in Jefferson Market.

Q You don't know that that man is the same in Jefferson Market? A. No, sir.

Q Your memory is clear as to what took place that day?

A. Yes, sir.

Q And if you could identify the man to-day you would certainly identify him now? A. Yes, sir.

Q And you do not undertake to identify the man that picked up the knife? A. No, sir; it was a short stout man, that is all I know; I didn't see his face when he came out or when he came back.

-----oOo-----

02 18

JOSEPH MERRICK, duly sworn:-

By the Coroner:-

Q Where do you live? A. No. 125 Congress Street, Brooklyn.

Q What is your occupation? A. Printer.

Q Did you see the stabbing? A. No, sir.

Q What do you know of it? A. While standing at the corner on Saturday evening on April 30th, this man came along and whatever passed between him and the deceased I don't know.

Q Which man? A. The prisoner; they had fought and this Thomas Kelly came back with a knife; he caught him by the collar and said are you the son-of-a-bitch that interfered with me; I pulled away and told this man to run; that is all I know; that is all I know about it until the next morning; I read it in the paper.

Q Where were you standing? A. Corner of Grand and Sullivan Streets.

By the Assistant District Attorney:-

Q Where was the prisoner at the time? A. He came down Grand Street.

Q How near did he pass from you? A. He ran almost beside me.

Q Where was the deceased? A. About ten feet away from where I was standing.

Q You saw the prisoner in conversation with him ten feet away? A. He had passed the deceased then.

Q What did you do? A. He went down the street further, he got muttering something about the deceased, he went down there and they clinched and I separated them with another

party; we were ^{on the north east corner} ~~on the north east corner~~, this prisoner came up, he caught me by the coat collar and he asked if I was ^{the fat} ~~that~~ son-of-a-bitch that interfered with him; I told the others to run and I pulled away from him.

Q Is that the knife? A. I knew it was a carving knife.

By Mr. Friend:-

Q You were in company with the deceased? A. yes, sir.

Q where had you been walking along? A. walking along the street and stopped to talk.

Q Had you all been drinking? A. we had two drinks before that about a half an hour before that.

Q What drinks? A. Beer, lager beer.

Q Is it not true that the deceased was under the influence of liquor? A. It did not appear so to me.

Q You wouldn't swear he was not? A. I would not swear.

Q The deceased and the prisoner had some trouble?

A. There was a fight afterwards, after this man got back.

Q Let me see whether I get the story right; the deceased and the prisoner had some misunderstanding? A. Yes, sir.

Q The prisoner walked up the street, and after he walked away is it not true as a matter of fact that Kane, the deceased went up after him? A. Yes, sir; Kane went down again.

Q He left you and who else? A. Harry Kane, he was standing with Harry Kane, I was down below, ten feet away.

Q With whom? A. John Kehoe and Mr. Whalen.

Q Harry Kane, the deceased man went there, is that true?

A. He had been in the party first off.

Q But you were within a few feet of each other?

A. Yes, sir; within about ten feet of each other.

Q Up to that time had there been any trouble?

A. Not that I know of.

Q Not that you know of? A. No, sir.

Q Not that you know of? A. No, sir; these men ^{as} ~~and~~ I stated passed --

Q Answer my question; is it not true as a matter of fact that there had been a fight in which two or three of your party *were interested as against this defendant?*

Objected to.

A. Adam Kane and this prisoner came --

Q Adam Kane and another person who was with the defendant?

A. Yes, sir.

Q Is it not true that your party assaulted this man, and a friend of his -- your party and Kelly and his friend had a clinch? A. Yes, sir.

Q You did not see any blows struck? A. No, sir.

Q You swear there were not any blows struck?

A. I didn't see no blows struck.

Q Who had Kelly? A. Kelly, and Adam Kane were clinched together.

Q You mean to say that Adam Kane did not strike Kelly;

A. I didn't know; when they were clinched, I separated them.

Q In what direction were you looking? A. We were talking together.

- Q You ^{want} ~~saw~~ these twelve men to believe that your friend and the stranger were in a clinch and you within a few feet from the spot and you did not look at the trouble?
- A. I didn't see any blows struck.
- Q You were looking at the whole trouble? A. I did not
- Q When your friends were clinched you did not look at them? A. I did not -- when they clinched we separated them.
- Q What happened after separating them? A. I separated the defendant and the deceased.
- Q You heard the deceased say what? A. I didn't hear no words passed at all.
- Q You simply saw them clinch? A. I didn't hear any --
- Q Who was the other man that was knocked down?
- A. I couldn't tell you.
- Q Don't you know his name? A. No, sir.
- Q Did you see that on the ground? A. I seen both men on the ground.
- Q You ^{mean} ~~saw~~ Kelly and his friend? A. yes, sir.
- Q And your party were ^{on their feet?} ~~there~~? A. Yes, sir.
- Q Don't you remember that the deceased and one other of your party were kicking the two men that were down?
- A. No, sir.
- Q You did not see that? A. No, sir.
- Q That because you did not look, isn't that true?
- A. I didn't see them kicking them.
- Q You saw them on the ground? A. On the ground.

0222

Q And you speak of both Kelly and his friend?

A. Yes, sir.

Q Kelly got up and went away? A. He got up and attempted to catch Adam Kane.

Q Kelly got up and went away -- did Kelly get up and go away then? A. Kelly got up and grabbed Adam Kane.

Q Where did his friends go to? A. They went down Grand Street; Harry Kane took both men and marched down the street with him.

Q Who was Harry Kane? A. The man that was cut with him.

Q Do you remember the deceased going after him when Kelly went away? A. No, sir;

Q Didn't he go after him? A. No, sir.

Q Didn't the deceased leave your party and matter something and go up after Kelly? A. No, sir; not after this occurrence.

Q This was beforehand? A. This was before.

Q Where did the deceased go to then? A. After that this Adam Kane went down to him.

Q Down where? A. Down to Grand Street; towards Kelly and his companions.

Q Adam Kane left your party and went down Grand Street towards Kelly? A. Yes, sir.

Q You saw him go up to Kelly? A. Yes, sir.

Q You saw him get hold of Kelly? A. No, sir; I didn't see no more about it.

Q Kelly went away down to Grand Street and the deceased left the party running down Grand Street after Kelly,

0223

that is true, is it? A. yes, sir.

BY THE ASS'T DISTRICT ATTORNEY:-

Q You were standing you say, at the corner of what street? A. Sullivan and Grand Streets.

Q Which side of Grand, north or south? A. The south side of Grand Street.

Q On the south side of Grand Street? A. Yes, sir.

Q You say the prisoner passed you by and walked about ten feet away, the deceased following him? A. yes, sir.

Q And there they grappled? A. yes, sir.

Q Who were the parties, the deceased, the prisoner and who else? A. His companion.

Q Those three were together? A. yes, sir.

Q And the next thing you saw they were all on the ground? A. Two were on the ground.

Q Which two? A. Kelly and his companion.

Q Do you know how his companion got on the ground?

A. No, sir.

Q Did you see Kelly knocked down? A. No, sir.

Q Then what did you do? A. Kelly got up and clinched with Adam Kane.

Q Then what happened? A. I separated them.

Q Where did the deceased go to? A. I took him away.

Q Where did you take him to? A. Towards the corner of Sullivan Street.

Q Where did the prisoner go? A. Down towards South Street.

Q Where did his friends go? A. With him.

Q What did you do with the decedent after you took him to the corner of Sullivan and Grand Street -- did you leave him? A. No, sir; I stayed there with him, we crossed to the northeast corner when this prisoner came back.

Q Where did you go? A. I got -- he caught me by the collar and asked me whether was I the son-of-a-bitch that interfered with him; I told the others to run and I pulled him away.

Q Did the deceased run? A. I don't know.

Q Did you run then? A. Yes, sir.

Q Where did you leave this man Kelly? A. He was on the corner at the time.

Q You turned and ran? A. Yes, sir.

Q You told the others to run and you run? A. Yes, sir.

Q Is that all you know about it? A. Yes, sir.

-----oOo-----

PATRICK J. KANE, duly sworn:-

By the Coroner:-

Q Where do you live? A. No. 149 Madison Street.

Q What is your business? A. My occupation is printer.

Q Are you related to the deceased? A. No.

Q Did you see this occurrence? A. Yes.

Q When was it? A. April 3rd, half past eight, about, at the corner of Grand and Sullivan Streets, on the corner.

Q Which corner? A. The southeast corner of Grand and Sullivan Streets; me and Kane was standing about ten feet

from Merrick and from the other fellow and this prisoner came along and jostled Kane with his shoulder, Kane had his back turned, he said, do you know that man; the prisoner stood up Grand Street and was muttering, he went up to him, I turned around again to see where the other friends were and I seen Kelly and his friends getting up and clinching Kane; I went up to him and Merrick and separated them; I walked about 25 feet with them and I told them to go away; I didn't see anything more until he got the knife; somebody hollered and I turned around and he was after coming to Kane and giving Kane a stab, I was going to grab him and he turned on me and followed me.

BY THE ASS'T DISTRICT ATTORNEY:-

Q Did you see him stab Kane? A. Yes, sir.

Q Did you see the knife in his hand? A. Yes, sir.

Q Where did you strike him? A. I thought he struck him here.

Q Where were you standing at the time? A. About three or four feet from him.

Q Whereabouts? A. Corner of Grand and Sullivan Streets

Q Who was it that said he's got a knife -- the gentleman that was last on the stand? A. I don't know exactly -- I don't know who exactly said that.

Q What did you do? A. I turned around and I seen that Kane was not out of the way -- I seen he couldn't get out of the way.

0226

Q Did you see this man when he struck him first?

A. yes, sir.

Q What did you see then? A. He struck him and he was going to strike him again when I went to grab him.

Q Did you grab him? A. No, sir; he stabbed me here first and in the side.

Q Did he strike you? A. Yes, sir.

Q He made his mark on you? A. Yes, sir; I went to the hospital.

Q How long were you there? A. I went to the drug store after.

Q How long were you in the hospital? A. Last Friday evening.

Q How many days or weeks? A. Six days.

Q Look at this knife alongside of you there; is that the knife? A. I couldn't swear it is the knife, but it was something similar.

Q It was a carving knife? A. Yes, sir.

Q Did you see first or where you saw the two men on the ground? A. I seen them wrestling, I didn't see them on the ground.

Q Where did this man go after that? A. Merrick took Kane away and I walked them down Grand Street, the other two

Q Where did the prisoner go after he stabbed you?

A. That I couldn't say.

Q Did you fall down? A. No, sir.

Q Didn't you watch him? A. I didn't get away to watch him, I was glad to get away from him.

0227

Q You did not see him when he was arrested? A. No, sir.

BY MR. AMON:-

Q Did I understand you to say that you had been stabbed?

A. Yes, sir.

Q Where were you stabbed? A. I was stabbed corner of Grand and Sullivan Streets.

Q I don't mean that -- whereabouts on your body?

A. Under the heart, side and back of the shoulder and in the hand.

Q What did Kane do after he was stabbed? A. I heard him groan and stagger.

Q You did not see him go away anywhere? A. I didn't look to see.

Q You heard the testimony of the saloon keeper, he went up between two wagons? A. That I didn't see; I seen him getting stabbed; I didn't see anything of it after that.

-----000-----

0228

1

JOHN H. WHALEN, duly sworn:

I live No. 300 West Houston Street; I am a laborer by occupation and I am working for James Carroll, Watchman in Le Roy Street; I don't know much of the occurrence, I was about five feet away from him I seen this man come along when the stabbing occurred I was twenty or twenty-five feet away from him.

By the Assistant District Attorney:-

Q Did you see the prisoner come back? A. I was standing about twenty or twenty-five feet away from him; when they were standing on the corner I was going away.

Q Who was at the corner? A. The deceased, Adam Kane and Merrick.

Q That is the time the stabbing occurred? A. Yes, sir.

Q Did you see the prisoner? A. I heard somebody shout, "Look out for the man". I turned around and saw the man.

Q Did you see the knife? A. Yes, sir.

Q Is that the knife there? A. I couldn't say.

Q Was it a carving knife? A. It looked like one to me.

Q Did you see him make the strike? A. Yes, sir; I couldn't say which man I was too far away from him.

-----:o:-----

JOHN KEHOE, duly sworn:

I live No. 300 West Houston Street; I am a harness maker by occupation; when the stabbing occurred I was on the South East corner about twenty or twenty-five feet away; corner of Grand and Sullivan Street. I heard somebody holler, "Look out for the knife". They all commenced to

run, and^{cy} went up Sullivan Street; that is all I know - I saw them talking on the North East corner before that, the deceased, and Kelly and his friend, that was before the stabbing; I saw it take place on the North East corner it took place near there, I was on the South East corner when I heard about the knife.

Q Who was standing together? A. I couldn't exactly say who was standing around there I was standing with Whalen.

Q Who was standing with the man that said, "Look out he's got a knife"? A. I don't know.

Q Didn't you look in that direction? A. I was quite a ways away I couldn't see it - I was twenty or twenty-five feet away at the time.

Q What time of the night was it? A. About half past eight; I heard somebody yell, "Look out, he's got a knife"

Q Did you see the prisoner there then - when somebody said, "Look out for the knife"? A. I saw some men go down, I couldn't say whether it was him or not.

Q You did not recognize any one in the crowd, who was near the man who said, "He's got a knife"? A. There were two there, Joseph Merrick and Kane; they were standing there, but I didn't know the people that were standing with.

Q They were standing on the South East corner? A. Yes, sir.

Q You heard one of the crowd say, "Look out he's got a knife"? A. I don't know whether it came from there or not, it is hard to tell where the voice came from.

0230

Q You say the fourth man came up to the three? A. ³ Yes.

By a Juror:-

Q Were you acquainted with the crowd you were in? A.

Yes, sir.

Q Did you know the prisoner before? A. No, sir.

Q Did you know the man that was stabbed? A. Yes, sir.

-----:o:-----

MORRIS KANE, only sworn:

I live No. 24 Beach Street; my occupation is longshore-
man; the dead man was a brother of mine; I didn't see the
occurrence - he told me he got stabbed without any reason.

Q When did he state this? A. When I went up to the
corner of Sullivan and Canal Streets.

By a Juror:-

Q That was before he went to the hospital? A. Yes, sir.

By the Ass't. Dist. Atty.

Q Where were you that night? A. I was after coming
home from work.

Q Were you in the party? A. No, sir; I only got word
of it at the house.

Q Is that all he said to you, he was stabbed without any
reason? A. Yes, sir.

-----:o:-----

0231

VERDICT: We find that Adam Kane, came to his death at
St. Vincent's Hospital, May 2nd, 1892, from injuries
received at the Corner of Grand and Sullivan
Streets, on the 30th of April, 1892, at the hands
of Thomas Kelly who then and there stabbed him.

-----:c:-----

0232

TESTIMONY.

William A. Conway M. D., being duly sworn, says:
 I have made an examination of the body of
 Adam Keane now lying dead at
 24 Beach Street and from such examination
 and history of the case, as per testimony, I am of opinion the cause of
 death is Starvation.

Wm A. Conway
 M. D.

An Autopsy made on body of Adam Keane
 at 24 Beach Street May 17/92 at 11 AM
 (Keane was) found in a room. On external
 view of body exhibited a cut about 2 inches
 long in left groin (about 1 inch from median line
 about 6 inches above pubic bone) below level
 line). This cut had been inflicted with wire twine,
 in opening the abdominal cavity it was
 found that the instrument would have wound
 had passed through the peritoneum & the
 gut, this had been gutted also.
 There was a quantity of clotted blood in
 abdomen & the tissues around the wound.
 The intestines presented the appearance
 of inflammatory process & were found to
 be inflamed. Other organs were normal.
 In my opinion was killed by a
 stab wound of the abdomen.

Wm A. Conway
 M. D.

Sworn to before me,

this 3rd day of May 1892
 J. J. Meenan

CORONER.

0233

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
4 Years	Months	Days	St. Paul	St. Paul	May 2 1962

0231

M. J. B. M.

No.

Quar.

189

AN INQUISITION

On the VIEW of the BODY of

*James McNamee*whereby it is found that he came to
his death by*James McNamee
was a native born
of the County of Kerry in
Ireland, and had
sailed for America
on the 1st of May 1892*Inquest taken on the 11th day
of May 1892 before

MICHAEL J. B. MESSEMER, Coroner.

28 4/30

0235

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } SS.

Thomas Kelly being duly examined before the undersigned, 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—*Thomas Kelly*

Question—How old are you?

Answer—*38 years*

Question—Where were you born?

Answer—*Ireland*

Question—Where do you live?

Answer—*27 Curran St.*

Question—What is your occupation?

Answer—*Telegraph Lineman*

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

Thomas Kelly

Taken before me, this *17* day of *July*

1892

R. J. McNamee

CORONER.

0236

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
24	Years	Months	Days	Ireland	24 Beach St from St Vincents Hospital
					May 2 1992

0237

672
2nd. 430. 1892
HOMICIDE.

AN INQUISITION.

On the VIEW of the BODY of

Adam Keane

whereby it is found that he came to
his Death by the hands of

Thomas Kelly
alias

Thomas Pallister

Inquest taken on the 11th day
of May 1892

before

M. J. B. Messinger Coroner.

Committed

Bailed

Discharged

Date of death



0238

St. Vincent's Hospital
May 3/92

This is to certify that William
Ramsdell died at St. Vincent's Hospital
at 1 am on May 2/92

W. J. Riley M.D.
Surgeon

This is to certify that Harry
Ramsdell is in this hospital
suffering from multiple star
wounds. Please see page 1.

W. J. Riley M.D.
Surgeon

0239

St. Vincent's Hospital
May 1, 1892

This is to certify that Adam
Rame is in this hospital
suffering from a penetrating
wound of the abdomen.
His condition is very serious
W. F. Foley, C. & M.
House Surgeon

0240

Police Court— 2 — District.

CITY AND COUNTY
OF NEW YORK.

of No. 1st Street John A. McGrath
 occupation Policeman Street, aged _____ years.

on the 30th day of April 1887 being duly sworn, deposes and says, that

in the County of New York, one Adam Kane and Harry Kane
~~were feloniously~~ ASSAULTED and BEATEN by Thomas
~~he was violently~~ Kelly (now here) stabbed, by Thomas
identified by both the injured men in
Bullman and Patrick Phil. Shortly after the
assault and the both men are now in
hospital unable to come to court.

without any justification on the part of the said assailant

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

Sworn to before me, this

day of

1887John A. McGrath

Police Justice.

0241

Police Court
Second Dist

The People
John A. Mc Guath

²
Thomas Kelly

Joseph Merrick, being duly sworn
deposes and says. I live at No
125 Congress street in this city of
Brooklyn N.Y. I know the defendant
Thomas Kelly. I know Adam
Kane who died in this city on
May 2 1892 at St. Vincent's Hospital
in consequence of stab wounds
inflicted by the defendant on
the night of April 30 1892, on
the north east corner of Grand
and Sullivan street as I have been
informed by the newspapers. I did
not see the stabbing done. Just
before the time that I have been
informed the stabbing was done
I was standing on the corner of
Grand and Sullivan streets

in company with the deceased Thomas
Adam Kane, ~~the deceased~~^{and}
~~brother~~ Harry Kane, one man
named Kehoe, and another man
named Whalen. The time was
about quarter to nine o'clock
P.M. We were standing on the
corner talking when the defendant
Thomas Kelly came through Grand
street from the direction of Thompson
street. He said Kelly "took hold
of my collar and said "Are
you the fat son of a bitch
who interfered with me?" I
jerked away from the said
Kelly and I shouted to the
others "He has got a knife" At
that time I saw a knife in the
hand of the said Kelly. We all
ran off. I went through Grand
street away from the others and
the last I saw of the defendant
he was running after Adam Kane
through Sullivan Street. I did
not see the defendant Kelly

0243

stab either Adam Kane or
Harry Kane, I could not say
whether Defendant had a
knife in his hand when he
was running after Adam Kane.
I did not see the Defendant
throw the knife away. I went
home and knew nothing further
about the stabbing until I
read about it in the newspapers.

Sworn to before me
this 3d day of May
1932

Joe. G. G. G.

Witness

Frederick Nauhaus being duly sworn deposes and says. I am a clerk in the grocery store of Ernest Rincke at the corner of Grand and Thawford streets. I know nothing about the stabbing of the deceased Adam Kene. I was present in the said grocery store at the hour of about twenty minutes to nine o'clock p.m. on the night of April 30 1892. I saw a man run into the grocery store and seize a knife and steel, the latter being a tool for sharpening the knife. The man ran out taking the tools. I could not recognize the man. I cannot say that the defendant Kelly is or is not the man who took the knife and steel. About five minutes thereafter the same man came running into the store and he threw down the knife and steel. I did not see any officer chasing the man.

0245

I am informed by Policeman
 John A. Mc Grath of the 8th
 Precinct that at that hour he
 chased the defendant to the
 said grocery store and that he
 arrested the defendant there
 and that a moment before the
 arrest, the defendant as he
 ran into the grocery store threw
 down some kind of a tool which
 he believes was the said knife
 and I recognize the knife now
 shown me as the one so
 taken from and returned to
 the said store about the hour
 of about quarter to nine o'
 clock p.m., on April 30 1892.

Given to before me
 this 2d day of Apr
 1892 } Frederick Kerkhove.

John J. Fisher

Police Court

Second Dist.

John A. McQuath being duly sworn deposes and says: - I am a Policeman of the 1st Precinct. I was on post in Sullivan Street about 8 45, p.m. on the night of April 30 1891. I saw a crowd at the corner of Grand and Sullivan Street. When I reached the corner of Grand Street the crowd yelled "There he goes." Then the defendant started to run. I ran after him. He ran through Grand Street into Ernest Rincker's store. I was right at his heels. As soon as he reached the store he threw something down. I arrested him in the store. Then Mr. Rincker said "Get ⁱⁿ after that knife" pointing to the knife on the floor. The knife is the one seen in court wound with red twine. Then

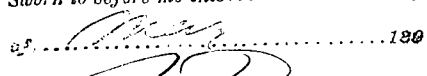
0247

I took the defendant to the corner of Sullivan and Grand Street where there was a crowd and was there informed by Frank Donnelly that the defendant had cut several people. Then I took the defendant to the Station House and then, by direction of Sergeant King I took the defendant to a shop on Sullivan Street near Canal Street where Adam Kane, the deceased was sitting. Adam Kane then recognized the defendant and said "That is the man that cut me." It was then dark and before Adam Kane said that Officer Dannevel lit a match and held it up to light up the defendant's face and there is no question that when Adam Kane spoke and said "That is the man that cut me," he referred to the defendant Thomas Kelly.

The defendant Kelly made no reply. Then I took the defendant back to the Station House. Subsequently I took defendant to the corner of Chauton and Varick streets where Harry Kane, the brother of the deceased Allan Kane was lying in a drug store suffering from stab wounds. There Harry Kane said "That is the man who stabbed me," and there is no doubt that the said Harry Kane referred to the defendant. At that time there were present in the drug store myself, the ambulance surgeon, Dr. McDaniel, Officer O'Neill of the 1st Precinct, the driver of the ambulance the defendant and the said Harry Kane, and two others. I then took defendant to the Station House and locked him up.

Sworn to before me this..... day

at..... 190.....


Police Justice.

John A. McElrath

Frank Donnelly being duly
 sworn before me and says. I live
 at No 20 Grand Street. I was
 present on the corner of Grand
 and Sullivan Streets on the night
 of April 30 1892 about the
 hour of quarter to nine o'clock
 P.M. There were a number of
 men standing on that corner. The
 North east corner. I saw the
 Defendant Thomas Kelly with
 some weapon in his hand
 striking right and left in the
 crowd. I saw him strike the
 deceased Adam Kerne, and I
 saw him also deliberately strike
^{and kill} Henry Kerne, and Defendant
 was running away when Officer
 John E. Mc Grath came of, and
 I pointed out the Defendant to
 Officer Mc Grath. I do not know
 what brought about the stabbing and
 had no previous knowledge of either
 of the parties.

Sworn to before me this day

of May 1892

Frank Donnelly.

Before Justice

0250

(1335)

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

Thomas Pallister 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. *Thomas Pallister*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *38 Curran St. 1 year.*

Question. What is your business or profession?

Answer. *Labore.*

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 have nothing to say. I saw the name of Thomas Kelly when I was arrested because I did not want my name to be of my arrest.*

Thomas Pallister

Taken before me this
day of *May*

189*7*

Police Justice.

0251

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

Hona Kille

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, *July 11* 189 *[Signature]* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

0252

May 3. 2 PM.

BAILED.

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Joseph Mevick

125 Cooper St. Bklyn

Mark Venturini

Frank & Sullivan

(working clock in
Ernest Rincke
store)

Police Court---

549
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John H. Grath
vs.
Thomas Kelly

2

3

4

Dated,

May 1
Divided

189

Magistrate.

Officer.

Precinct.

Witness

No. 1

James W. Wombley

Street.

No. 2

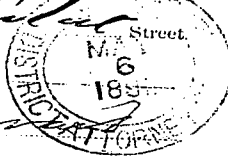
Harry Kane

Street.

Joe Hospital

to answer

Need to answer
the result of report
Come



0253

498

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Ballister

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

Thomas Ballister

of the CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said

Thomas Ballister,

late of the City of New York, in the County of New York aforesaid, on the *thirtieth* day of *April*, in the year of our Lord one thousand eight hundred and ninety-*four*, at the City and County aforesaid, with force and arms, in and upon one *Adam Kane*, in the peace of the said People then and there being, wilfully, feloniously and of *his* malice aforethought did make an assault; and *he* the said *Thomas Ballister, his*,

the said *Adam Kane*, with a certain *knife* — which *he*, — the said *Thomas Ballister* in *his* right hand then and there had and held, in and upon the *abdomen* of *him* — the said *Adam Kane*, — then and there wilfully, feloniously and of *his* malice aforethought, did strike, stab, cut and wound, giving unto *him* the said *Adam Kane*, then and there with the *knife* aforesaid, in and upon the *abdomen* of *him*, — the said *Adam Kane* — one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

0254

mortal wound he the said Adam Kane, at the City
 and County aforesaid, from the day first aforesaid, in the year aforesaid, until the second
 day of May, in the same year aforesaid, did languish, and
 languishing did live, and on which said second day of May,
Kane, in the year aforesaid, the said Adam
Kane, at the City and County aforesaid, of the said mortal
 wound did die.

AND SO THE GRAND JURY AFORESAID do say: That the said
Samuel Cardozo
 the said Samuel Cardozo in the manner and form, and by
 the means aforesaid, wilfully, feloniously and of malice aforethought, did kill
 and murder, 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.

0255

BOX:

482

FOLDER:

4403

DESCRIPTION:

Palmer, James A

DATE:

05/03/92



4403

0256

Witnesses:

Counsel,

Filed,

Pleads,

189

THE PEOPLE

v.s.

F

James A. Palmer

DE LANCEY NICOLL,

District Attorney.

[Section 528, and 531, Penal Code.]
(False Pretenses.)
LANCEY, 2nd

A TRUE BILL.

James A. Palmer

Foreman.

James A. Palmer

James A. Palmer

James A. Palmer

James A. Palmer

1/87

The People v. Thomas J. McCabe & Michael J. McDonough
 Court of General Sessions. Part I
 Before Judge Cowing. Feb. 9. 1888.
 Michael J. McDonough jointly indicted for robbery in
 the first degree. McCabe alone on trial.

Jacob Ruffer, sworn and examined,
 testified: I saw McCabe on the street on the
 evening of August 22nd last in Sixteenth st.
 between Seventh and Eighth aves., in the middle
 of the block. I was on the sidewalk coming from
 the barber's on my way home. McDonough was
 with McCabe. McCabe was standing his way
 (showing) and McDonough stood on the railing
 a little distance away; when I passed between
 them McCabe hit me with a club on my face
 and McDonough came from behind and
 pushed me down and robbed me, and this
 fellow (McCabe) held me. I had a two dollar
 in my pocket and two single dollars and
 a snuff box and a little knife in the left
 side pantaloons pocket. I was bleeding; one
 held me and McDonough took it out of my
 pocket and ran away. I was on the
 ground a little while and then I got up and
 the crowd was coming toward me. It was
 while I was lying upon the ground that
 the money was taken out of my pocket. I
 felt the hand in my pocket and I felt
 the defendant holding me down while the

other took the money. I ran home bleeding and
 my wife and I went to the station house. My
 wife gave me the money an hour before they
 knocked me down and took the money. Cross
 Examined. I am a silk weaver. I was sick
 for eight days before this. I went to the barber's
 at six o'clock. I felt a little better, and the
 next day I intended to go to work. I had not
 drunk anything for a whole week. I was sober
 when this happened. I cannot tell how long the
 altercation took place, three or four minutes;
 it was in the twilight, the lamps were not
 yet lit. I am positive Mc Cabe is the
 man, for I had seen him often in the street
 before this. I went with my wife to the station
 house and reported this. The Sergeant said he
 would have both of them arrested. He told me
 to go until the morning; the next day I
 went to the doctor, and he gave me a prescrip-
 tion. The Captain said the best thing for
 me to do was to take out a warrant at Jeffer-
 son Market. The first time I went to the station
 house the Sergeant did not say. I was too
 drunk, that I did not know what I was talking
 about and that I had better go home. The
 defendant I believe was arrested about four-
 teen days after the occurrence. When the

detective came the defendant jumped over the fence in the rear and two policemen caught him in the hallway; he was sleeping there and they had him arrested, and the detective from Jefferson Market came and took him away. Charles Wehner, whose mother I married, I believe saw the occurrence.

Charles Wehner sworn. I reside at 209 West Eighteenth St., the complainant is my stepfather. I don't reside with him, I am married. He resides at 224 Sixteenth St. I am a carpenter. I know McCabe by sight, I have seen him, but not many times, in Sixteenth St. and Seventh Ave. I did not see him on the evening of August 22nd, but I saw him on the evening following, I was sitting on my father-in-law's stoop, he came from Seventh Ave. walking towards Eighth and stopped and said to me, "I gave it to the old man good this time. I never paid any attention to him, I never looked at him, I held my head down. I never saw him before that evening, I recognize him now as the man who said those words to me. About three or four days after the occurrence I saw my father in law and he had a mark on the left side of his cheek. Cross examined. My sister told me my

step father was knocked down and robbed. I could not go down to Jefferson Market that Sunday for my wife was sick. I have never told my father or anybody up to this time that the defendant said he had done up the old man. I lived in the same house with McCabe - in the rear house. I did not, at least, see him living there, I saw him going in and out. I don't know whether he lived there or not.

Marrie Weber sworn. I am the sister of Charles Weber and reside at 219 West Eighteenth St. Jacob Rugger is my step father. I do not reside with him. I was sitting on the stoop one evening last August with my brother when McCabe came up. I saw the defendant many times before that evening. I knew at the time that my step father had been robbed. I was present when he was robbed. I was standing at my mother's stoop. I was home then with my step father. I was on the opposite side of the street. I saw my step father, Tom McCabe and Mr. Donough. I saw them standing against the railing. I was standing at the stoop when I saw McCabe and Mr. Donough coming from Seventh going towards Eighth Ave. I saw Mr. Rugger coming from

Eighth Avenue, just coming to the house when I saw Sam McCabe up with his club and hit him right across the face. McDonough got him by the back of the neck and after they got him down on the ground McCabe held him down and McDonough went through his pockets; a crowd gathered round after McDonough got the money out of his pocket and they started to run. My step father was crossing the street and my mother came out and took him by the arm and brought him into the house. He was bleeding and my mother went up to the Station House with him.

On Tuesday evening, the 23^d my brother and I were sitting on the stoop and McCabe was coming from Seventh Ave. going towards Eighth. Just as he was passing he said, "I gave it to the old man good this time." He did not take notice to him; there was no one with him. I am sure McCabe is the man who struck my step father with a club. I knew McCabe by sight well before this, I saw him almost every day around. I saw him frequently with McDonough. Cross Examined. My brother did not say anything to me about what McCabe said after

he left us. I said nothing to my brother after it; we made no move to have McCabe arrested although he was the man who told us he assisted in the robbery.

Charles Wehner recalled. On the evening that the defendant came up and said what I have already testified to my sister and her children were on the stoop with me [The case for the Defense.]

Daniel M. Keely sworn. At present I reside at 144 West Seventeenth St. and am employed in the Fire Department as building inspector for four years. I remember the evening of the 22nd of August last. Between seven and eight o'clock I left the barber shop in West Sixteenth St. and Eighth Ave. about ten or fifteen minutes after seven. I heard a man hallooing "Murder"; as I got up close to where I heard the sound. I saw the complainant and two young men in a scuffle, and as I got within two feet the two men who were in close quarters with that man let go and ran down towards Eighth Ave. I turned around and asked what was the matter and he told me that they were trying to murder him. I saw the two young men as they ran

past me and McLeabe was not one of them. I know McLeabe over a year. I spoke to Ruger and asked him what the young men were doing to him? He told me they were trying to murder him. I walked across the street with him to his own house. There was no one around then only himself; he did not say anything about being robbed. I did not see Marnie Kehner there. I never spoke to her until the day after the trial in Jefferson Market.

Marnie Kehner recalled. I saw this witness the night my father was robbed. He spoke to my father and asked him what was the matter. My father said he was clubbed and robbed. I heard my father say so. This gentleman said to my mother, "I heard the old man had a hundred dollars in his pocket." Mother said, "no, it is not as bad as all that."

Daniel M. Kealey examination continued. I did not say what the last witness said I did to her whether. I was not present at any time when Mrs. Ruger called on my wife. Cross Examined. I heard the cry of murder. McLeabe resides in Seventh Ave. between 16th and 17th sts. I did not see him the evening of the

occurrence. I do not know M^cDonough. I guess it was a month or two before the occurrence I saw M^cClabe. Rugger was intoxicated the night I saw him and went across the street with him.

Samuel Barclay sworn. I have been janitor of the 8th district Court. I have known M^cClabe since childhood; his reputation for honesty is good and I never knew of his being arrested before or convicted of crime.

Thomas J. M^cClabe sworn. I have never been convicted of any crime. I saw the complainant on the stand. I did not on the 22nd of August last with M^cDonough hit him with a club and knock him down and rob him. I drove for Tilley the ice man four or five months. I was arrested the week following the occurrence and in the mean time I saw the complainant on the street. I lived near him and slept home every night. I never said to the witness Wehner that I did the old man up good. I swear that no conversation took place on the stand as he swore to. Cross Examined. I don't know whether the complainant was drunk that night or not. I did not swear at Jefferson Market Court that he was shunting for Henry Gease. The jury rendered a verdict of guilty ~~and~~ robbery in the first degree.

0265

Testimony in the
case of
Thomas J. McCabe

filed Oct.
1887.

Not in file

0266

J. F. PALMER'S SON,

MANUFACTURER OF
Gas Fixtures and Brass Goods,

No. 18 EAST 17TH STREET,

MANUFACTORY, 312 WEST 16TH STREET.

New York,

April 2 1892

Sold to

\$80.00

Mrs. Duffany & Co

Fine Bronzes Repaired and Chandeliers Refinished.

@ 3 bronze pendants \$240.00

W. O. V.

0267

New York, April 2 1892.

FANY & CO.

To J. H. Palmer & Son Dr.

Bill attached

240

PLEASE RECEIPT AND RETURN.

Correct :

Received April 2 1892.
Two hundred & forty Dollars,
in full payment of above account.

\$ 240—

J. H. Palmer & Son

VOUCHER No. 5800

TIFFANY & CO.

NAME, J. F. Plomers Low ^{TO}

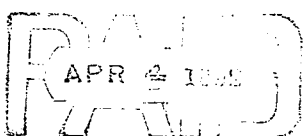
DATE, Apr. 2 1892.

CREDIT **ACCOUNTS PAYABLE.** ACCOUNT,
\$ 240.00

DISTRIBUTION OF ACCOUNT.

MERCHANDISE,
EXPENSE,
SILVER SHOP,
JEWELRY SHOP,
CASE SHOP,
STATIONERY,
ENGRAVING,
CLOCK SHOP,
PLATED WARE,
DIAMONDS,
WATCH SHOP,
STABLE,
ADVERTISING,
LABOR,
CHARITY,
WATCHMAKERS,
CASH SALES,
GOLD COIN,

240 —



0269

Police Court—2 District.

(1865)
Affidavit—Forgery
Larceny

City and County }
of New York, } ss.

of No. ~~443 & 445~~ 1113 & 15 Union Square
Street, aged _____ years,

occupation: Jeweller 2 being duly sworn,
deposes and says, that on the _____ day of April 1892 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, and by means of forged
the following property, viz:

negative the following property: Two hundred
and forty dollars in gold and lawful
money of the United States

\$ 240

the property of Tiffany & Co of which firm
deponent is a member

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 James A. Palmer, (now known
doing business under the name of J. A.
Palmer Son. On said date the deponent
received said money in payment for
a fraudulent bill of goods purporting to
be a bill of goods delivered by the
defendant to the firm of Tiffany & Co
The said bill is attached to the
Complaint and deponent knows of
his own knowledge that the initials
“H. E. W.” and “C. J. C.” written on said
bill in pencil, and purporting to be
the initials of Herbert E. Ward and
Charles J. Cook, members of the said
firm of Tiffany & Co, were not written
by said Ward & Cook, and deponent

Sworn to before me, this _____ day

189

Police Justice.

charges that defendant obtained the said two hundred and forty dollars by means of falsely representing the said ^{signature} ~~signature~~ to be the true signature of said member of said firm and deforment charges that defendant feloniously appropriated to his own use the money thus obtained from Jaffany & Co and deforment is informed by Herbert E. Ward (now dead) that he did not sign the said initials on said bill and did not authorize the signing of the said initials by anybody. Deforment knows of his own knowledge that no such goods were ever received by the firm of Jaffany & Co and deforment charges the defendant with the forging of the said initials on the said bill recently annexed.

Subscribed and sworn to before me this 2nd day of April 1899

John F. Brady
Justice

Ralph M. Hyde

0271

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Herbert E. Ward
aged 22 years, occupation Clerk of No.

27 Murray St Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Ralph M. Brady
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 22
day of April 1897

Herbert E. Ward

Ralph M. Brady
Police Justice.

0272

(1935)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2 District Police Court.

James A. Palmer 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. *James A. Palmer*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *230-E-50th St 5 years*

Question. What is your business or profession?

Answer. *Gas fixtures*

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

James A. Palmer

Taken before me this

day of

1894

Police Justice.

0273

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

James A. Palmer

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *ten thousand* ~~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, *Aug 11* 189 *2* *[Signature]* Police Justice.

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

Dated, 189 *[Signature]* Police Justice.

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

Dated, 189 *[Signature]* Police Justice.

0274

The presiding magistrate
is authorized to hear and
decide on all cases

John E. Grady

130
Police Court--- District. 485

THE PEOPLE, &
ON THE COMPLAINT OF

Ralph M. Lytle
11, 13, 15 Union Square
James A. Palmer
2
3
4
Offense *Drunk*

BAILED,

No. 1, by.....

Residence Street.

No. 2, by.....

Residence Street.

No. 3, by.....

Residence Street.

No. 4, by.....

Residence Street.

Dated, *April 22* 1892

Grady Magistrate.

Liter & Murphy Officer.

C. O. Precinct.

Witnesses *Herbert E. Ward*

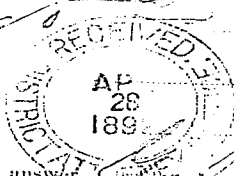
No. *W. H. Cotton* Street.

C. T. Cook

No. *7-11-10* Street.

No. *1000* Street.

* *to answer*



\$10.000 Ex. Apt. 25/12-24-72

0275

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

James A. Palmer,

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

- James A. Palmer -

of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said *James A. Palmer,*,

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

deprive and defraud *a certain corporation known*

as Tiffany and Company.

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to *his* own use, did then and there feloniously, fraudulently and falsely pretend and represent to

the said

That *the* the said *James A. Palmer,* then and there doing business in and by the name and style of *J. S. Palmer's Son,* had on the day and in the year aforesaid sold and delivered to the said corporation three money pedestals at the price of *eighty* dollars each, and that the said corporation was the *gutter* indebted to *him* the said *James A. Palmer* in the sum of *two hundred and forty* dollars in payment thereof, that a certain paper *written* in the words and figures following, to wit:

J. S. Palmer's Son
manufacturer of
Agate fixtures and Brass Goods,
no 13 East 14th Street.

and whereas in truth and in fact the said paper nothing which the said James A. Palmer so as aforesaid then and there produced and delivered to the said corporation was not then and there a true and genuine bill for the said red state and was not an honest statement of the indebtedness of the said corporation to him the said James A. Palmer, and the said bill had not been examined or approved as correct by the said Herbert E. Ward, or by the said Charles I. Cook, and the initials "H. E. W." and "C. I. C." then appearing upon the said bill were not the genuine initials of the said Herbert E. Ward and Charles I. Cook, respectively, and had not been placed thereon by them, but were forged and fraudulent.

And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said James A. Palmer

to the said corporation was and were then and there in all respects utterly false and untrue, as the said

James A. Palmer,

at the time of making the same then and there well knew:

And so the Grand Jury Aforesaid, do say that the said

James A. Palmer

in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said corporation

then and there feloniously did STEAL, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
District Attorney.

0278

BOX:

482

FOLDER:

4403

DESCRIPTION:

Parout, Benjamin

DATE:

05/31/92



4403

Witnesses:

John Doe

John Doe

John Doe

r

Counsel,

Filed

31

1882

Pleas,

THE PEOPLE

vs.

Benjamin Sarout

Grand Larceny,
[Sections 525, 526,
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lewis Cathin

Foreman.

Part 3. June 9/92

Indict & Acquitted

0279

0280

Police Court—

District.

(1885)

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 21 Canal Adrian Martinez
 occupation W.M. Mechanic Street, aged 33 years,
 deposes and says, that on the 4th day of January 1897 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:

Three hundred and six (306)
rolls of crude rubber of
the brand of the American
Latex and Rubber Co. of
London.

the property of

Donatario and General

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, a certain person (name not known)

from the fact that the said property is in the
possession of a person (name not known) who
is a truckman and that the said
person was a truckman and was
by said person received from the
of crude rubber which is to be delivered at
from the Steamer Colon to be delivered at
Prigg's Storage Warehouse, New York.
And said driver was unable to deliver
said rubber at said warehouse as it
was late and the warehouse was closed
and said driver left the said rubber truck
and said four cases of rubber on said
truck in the way of the

Sworn to before me this

189

day

Police Justice.

Affidavit at No 236 Spring Street where
 said woman kept his shoes and trucks
 in living and said woman was present
 at the stable when the driver drove
 into the stable with the four cases of
 rubber on said truck.
 I further certify that said woman
 Benjamin Davis of 2105 Broadway, said
 at the door of Third Street (N. H. H. H.)
 said woman was called in the stable
 office and that she who answered him
 house of the defendant and said that
 the cases contained in the boxes in said
 stable with the defendant and that the
 defendant took a number of boxes from said
 cases and placed said boxes in bags and
 placed said boxes in the bags into a
 barrel in the stable. I further
 certify that the information given to me
 by the 22nd and 23rd Street Station
 about the 2nd day of January the defendant
 came to the house of the defendant and
 stated he had a stable in October and will
 clean up the stable as soon as the rubber
 the rubber and said cases are to be
 in the defendant in cases and in the rubber
 and said cases brought said rubber at the
 time. I further certify that the defendant
 after the said rubber had been taken in the
 and in the time accounted for him as to
 the deficiencies in the work of said four cases
 of rubber.

Sworn to before me this

20th day of March 1902

Charles H. Lammont

Notary Public

Police Office

0282

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas J. Barry
aged *32* years, occupation *Fire Captain* of No. *124* *West 124th* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *William M. Barry*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *24*
day of *June* 1890.

Wm. F. Barry

Charles N. Linton
Police Justice.

0283

CITY AND COUNTY }
OF NEW YORK, } ss.

Benjamin Davis
aged *15* years, occupation *Student* of No. *94 Irving* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *William Martin*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *20*

day of *April*

1890, } *Ben Davis*

Charles W. L...
Police Justice.

0284

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation Amex & Co. Clerk of No. 225 11th Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of John Martin and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 20 day of Jul, 1890, } J. H. Morris

Charles N. Luntz
Police Justice.

0285

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

3- District Police Court.

Benjamin Parovik being duly examined before the undersigned 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. *Benjamin Parovik*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *264 Cherry St. 9 months -*

Question. What is your business or profession?

Answer. *Veterinary surgeon*

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 -*

Taken before me this

day of

188

Charles W. Justice

Police Justice.

0286

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 Dejean Paul

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten 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 April 28th 1889 Charles K. Linton Police Justice.

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

Dated April 30th 1889 Charles K. Linton 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.

0287

#1000 for 2
April 28. 1892. 10 AM.
Mr. Lazarus of the Pacific Mail
Pier 42 N.R. foot of Canal St
to produce delivery book for
Jan 92 Steamer Colon. Newport

BAILED.

No. 1, by James Kelly
Residence 590 Grand Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Witneses
James Kelly
20 West 1st St
Shos Rosgrove
73 Monroe St
Mr. Lazarus - Pier 42 ft of Canal
St. N. R. to bring delivery book
Jan 92 Steamer Colon.

Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Adrian Martinez
William Carroll

HOUSE OF DETENTION CASE.

Date April 26 1892

Magistrate.

Officer.

Precinct.

Witnesses

No. 229 Superior Street.

William Carroll

No. House of Detention Street.

James Kelly

No. 225 North Street.

James Dea 26 Redist.

1000 to answer See Blue File.

Filed COM

Offence
Jury
Jury

over

1000

0288

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Benjamin Parout

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

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

The said

Benjamin Parout

late of the City of New York, in the County of New York aforesaid, on the *4th*
day of *January* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

three hundred and sixty-seven
pounds of rubber of the value
two
of forty-two cents each pound

of the goods, chattels and personal property of one

Adrian Martiney

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.

SECOND COUNT—

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

Benjamin Sarout
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:
The said *Benjamin Sarout*

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,

*three hundred and sixty ~~four~~
seven pounds of rubber, of the
value of forty ~~five~~ ^{two} cents each
pound*

of the goods, chattels and personal property of one

Adrian Martiney

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

unlawfully and unjustly did feloniously receive and have; the said

Benjamin Sarout
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,

District Attorney.

0290

BOX:

482

FOLDER:

4403

DESCRIPTION:

Payne, Timothy F.

DATE:

05/19/92



4403

Witnesses:

Off. Burns

Counsel,

Filed

Pleads,

19 day of May 1892

THE PEOPLE

vs.

B

Timothy J. Payne

May 18/92
It is hereby certified that the within bill has been read and found to be in conformity with the provisions of the act in that behalf made.

POOL SELLING
(Section 351, Penal Code and Chap. 479, Laws of 1887, §§ 4 and 7.)

DE LANCEY NICOLL,

District Attorney.

A True Bill.

Louis Cathers

Foreman.

0291

0292

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Simard & Paine

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse *Simard & Paine*

of the crime of keeping a room for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said *Simard & Paine*,

late of the *Second* Ward of the City of New York, in the County of New York aforesaid, on the *eight* day of *August*, in the year of our Lord one thousand eight hundred and ninety *one*, at the Ward, City and County aforesaid, and not upon any grounds or race track, owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, with force and arms, did unlawfully and feloniously keep a certain room in a certain building there situate, for the purpose of therein recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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 *Simard & Paine*

of the crime of knowingly permitting a room to be used and occupied for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said *Simard & Paine*,

0293

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State for the purpose of improving the breed of horses, where racing was then lawfully had, being then and there the ~~occupant~~ of certain room in a certain building there situate, with force and arms, unlawfully and feloniously did knowingly permit the said room to be used and occupied for the purpose of therein recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed, and power of endurance of beasts, to wit, horses; 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 ~~Smalley & Paige~~ —

of the crime of keeping, exhibiting and employing devices and apparatus for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said ~~Smalley & Paige~~, —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, being the ~~occupant~~, of a certain room in a certain building there situate, with force and arms, did unlawfully and feloniously therein keep, exhibit and employ, divers devices and apparatus (a more particular description whereof is to the Grand Jury aforesaid unknown) for the purpose of recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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 Grand Jury aforesaid, by this indictment, further accuse the said ~~Smalley & Paige~~ —

of the crime of becoming the custodian and depository, for hire and reward, of money staked,

0294

wagered and pledged upon the result of trials and contests of speed and power of endurance of horses, committed as follows :

The said *Samuel E. Page,*

late of the Ward, City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, being then and there the *owner* of a certain room in a certain building there situate, with force and arms, did unlawfully and feloniously therein then and there become the custodian and depository, for hire and reward, of certain money, to wit : the sum of — *Two* — dollars in lawful money of the United States of America, which said money was then and there by one *James* *Quinn* staked, wagered and pledged upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called "*Quintax*" and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situate at *Baraboga* in the County of *Baraboga* in the State of *New York* and commonly called the *Baraboga* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the circumstances and manner of, upon, and in which the said money was so staked, wagered and pledged as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

Fifth Count, And the Grand Jury aforesaid, by this indictment, further accuse the said *Samuel E. Page* of the crime of recording and registering a bet and wager, committed as follows :

The said *Samuel E. Page,*

late of the Ward, City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose

0295

of improving the breed of horses, where racing was then lawfully had, with force and arms, did unlawfully and feloniously record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between one *James Burns*

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called "*Rudex*" and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *Parakee* in the County of *Parakee* in the State of *New York* and commonly called the *Parakee* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

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

Simon & X. Bayne

of the CRIME OF POOL SELLING, committed as follows:

The said *Simon & X. Bayne*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold, to one *James Burns* and to divers other persons, to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called "*Rudex*" and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year afore-

0296

said, at a certain place and race track situated at Paradise
 in the County of Paradise in the State of New York
 and commonly called the Paradise Race Track,
 and which said trial and contest was had, holden and run on the day and in the year aforesaid at
 the place and race track aforesaid (a more particular description of which said trial and contest,
 and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid
 unknown, and cannot now be given), 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.

Seventh Count, And the Grand Jury aforesaid, by this indictment, further accuse the
 said Timothy S. Dwyer

of the crime of recording and registering bets and wagers, committed as follows :

The said Timothy S. Dwyer

late of the Ward, City and County aforesaid, afterwards, to wit : on the day and in the year
 aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned,
 leased, or conducted by any association incorporated under the laws of this State, for the purpose
 of improving the breed of horses, where racing was then lawfully had, with force and arms, did
 unlawfully and feloniously record and register, and cause to be recorded and registered, divers
 bets and wagers, then and there made by and between divers persons to the Grand Jury aforesaid
 unknown, upon the result of divers certain trials and contests of speed and power of endurance of
 and between divers horses (a more particular description whereof, and of each of them, is to the
 Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year
 aforesaid, at a certain place and race track situated at Paradise
 in the County of Paradise in the State of New York
 and commonly called the Paradise Race Track, and which
 said trials and contests were had, holden and run on the day and in the year aforesaid, at
 the place and race track aforesaid (a more particular description of which said trials and contests
 and of the said bets and wagers so as aforesaid then and there made upon the same, is to the
 Grand Jury aforesaid unknown, and cannot now be given), 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.

0297

Eighth Count, And the Grand Jury aforesaid, by this indictment, further accuse the said *Samuel S. Payne*

of the crime of pool selling, committed as follows :

The said *Samuel S. Payne*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold to divers persons, to the Grand Jury aforesaid unknown, divers pools upon the result of divers trials and contests of speed and power of endurance of and between divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at

Barabaz and commonly called the

in the State of *New York*

Barabaz Race Track,

and which said trials and contests were had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trials and contests and of the pools upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

0298

BOX:

482

FOLDER:

4403

DESCRIPTION:

Peters, Minnie

DATE:

05/12/92



4403

0299

Witnesses:

Off. W. Kel

Depp. near dals

act.

MA

1711249

Counsel,

Filed, *17th* day of *May* 189*2*

Pleads, *Not guilty - 11*

THE PEOPLE

29 vs. *B*

Minnie Peters

KEEPING A HOUSE OF ILL-FAME, ETC.
(Sections 822 and 885, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Lewis Carter
Foreman.

Part 3. May 1992

Pleads guilty

W. J. B. W. J.

0300

Sec. 322, Penal Code.

CITY AND COUNTY
OF NEW YORK.3rd District Police Court.

of No. 11th Precinct 109th Street Street, in said City, being duly sworn says
that at the premises known as Number 109th Street Street,
in the City and County of New York, on the 3rd day of May 1889, and on divers
other days and times, between that day and the day of making this complaint

Minnie Peters 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 Minnie Peters
and all vile, disorderly and improper persons found upon the premises occupied by said
Minnie Peters
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me this

day of

May 1889
Richard M. Wokel
Police Justice.

030

N 3 -
Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Dietrich W. Drakel

Minnie Peters

AFIDAVIT—Keeping Disorderly House, &c.

Dated 9 2 188

Hogson Justice.

Drakel Officer.

11 - Precinct.

WITNESSES :

Louis Schumacher

George Smith

Wm. Bremer

0302

(1935)

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *Winnie Peters*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *109 Chrystie St. 1 month*

Question. What is your business or profession?

Answer. *Keep cigar store*

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; if held I demand a jury trial.**Winnie Peters*

Taken before me this

day of *May*189 *2*

Police Justice.

0303

Sec. 151.

Police Court _____ 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 *John H. Remond* of No. *117* in the City of New York, in the County of New York, *May* 188*7*, that the City of New York, in the County of New York, did keep and maintain at the premises known as Number *109* *Spring St.* Street, in said City, a *house of prostitution* and 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 there unlawfully and wilfully did 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.

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 body of the said

John H. Remond and all vile, disorderly and improper persons found upon the premises occupied by said *John H. Remond* and forthwith bring them before me, at the _____ 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 _____ day of _____ 188*7*

[Signature]
POLICE JUSTICE.

030

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Officer Dole

vs.

Minnie Peters

WARRANT—Keeping Disorderly House, &c.

Dated May 7 1892

Hogan Magistrate.

Officer.

Precinct.

The Defendant Minnie Peters

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

Dole Officer.

Dated May 6 1892

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

The within named

Police Justice.

0305

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.....

..... defendant
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 May 8 1887 C. J. [Signature] Police Justice.

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

Dated May 8 1887 C. J. [Signature] 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.

0308

557

Police Court---3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Richard W. Drake

vs.

Minnie Peters

2

3

4

Office kept by
Minnie Peters

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

May 8

1892

Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

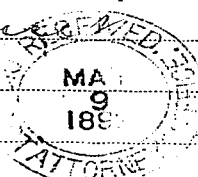
No.

\$

500 to answer

G. S.

Bailed



0307

1409

COURT OF GENERAL SESSIONS

CLERK'S OFFICE,

New York,

189

PEOPLE

vs.

John K. Ketch

Attorney at Law
was changed

from 3 to
2 months
and
the warrant was
closed again

0308

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

470

THE PEOPLE OF THE STATE OF NEW YORK
AGAINST

Minnie Peters

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

Minnie Peters

(Sec. 322,
Penal Code.)

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

The said

Minnie Peters

late of the *Seventh* Ward of the City of New York, in the County of New York afore-
said, on the *third* day of *May* in the year of our Lord
one thousand eight hundred and ninety-*two*, and on divers other days and times, as
well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County
aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep
and maintain; and in said house divers ill-disposed persons, as well men as women, and common
prostitutes, on the days and times aforesaid, as well as 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

Minnie Peters

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlaw-
ful assemblies, disturbances and lewd offenses on the days and times aforesaid, 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 sub-
version 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

Minnie Peters

(Sec. 385,
Penal Code.)

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

The said

Minnie Peters

late of the Ward, City and County aforesaid, afterwards, to wit: on the *third*
day of *May* in the year of our Lord one thousand eight hundred and

ninety-*two*, 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, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *her* said house for *her* 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 wilfully 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, then 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 wilfully 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 nuisance 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

Minnie Peters

(Sec. 322,
Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

Minnie Peters

late of the Ward, City and County aforesaid, afterwards, to wit: on the *third* day of *May* in the year of our Lord one thousand eight hundred and ninety-*six* 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 the said house and place of public resort, for *her* 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 *her* 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 reason whereof 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.

DE LANCEY NICOLL,

District Attorney.

03 10

BOX:

482

FOLDER:

4403

DESCRIPTION:

Pfodenhaner, Theodore Jr.

DATE:

05/27/92



4403

0311

Witnesses:

The acceptance of
a place of Petitioner
Lacey - named in
my opinion to testify
no higher degree of
affirmation to be made
by the Jury
Wm. J. Townsend
June 3-92. Court District.

Counsel,

Filed

1892

Pleads,

31

THE PEOPLE

vs.

Grand Larceny, Second Degree.
[Sections 628, 629, Penal Code.]

Theodore Spodenbaum

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Luther Cathie

Foreman.

June 3/92

Handwritten signature

George W. ...

03 12

Police Court

District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Otto Homer
of No. 201 East 45th Street, aged 21 years,
occupation Furniture being duly sworn,
deposes and says, that on the 23 day of May 1892 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 Trunk containing wearing
apparel and small articles of the value together of
about fifty dollar.

\$

57.00
100

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was felon-
ously taken, stolen and carried away by Theodore Goldwasser (now in)
from the fact that said property was
in the above premises said Defendant
having removed said Trunk as deponent
regret from the premises 691 3rd Avenue
and after leaving said Trunk in the
premises 201 East 45th Street said Defendant
returned and said he had made a
mistake and brought the wrong Trunk. Said
Defendant was given said Trunk and and
on deponent's return from deponent received
the pawn ticket hints attached. Deponent
caused the arrest of said Defendant by
Officer William H. Murphy of the 23rd
Precinct Police and said

Defendant - admits and
 confesses ~~that~~ he did
 take that and came away
 with property. Dependent has
 since seen the property in
 the pawn shop as represented by
 said ticket and identifies it as
 the property taken from defendant previous

Sworn to before me this } Otto Horner
 4 Day of May 1892

John H. Ryan
 Police Judge

0314

(1335)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

Theodore Godunbauer 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. *Theodore Godunbauer*

Question. How old are you?

Answer. *23 Years*

Question. Where were you born?

Answer. *W.S.*

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

Answer. *316 East 42 Street. 3 Months*

Question. What is your business or profession?

Answer. *Croquetier.*

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 guilty.*

Theodore Godunbauer

Taken before me this

day of

1892

Police Justice.

03 15

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 Defendant

John Smith 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 May 28 1892 John Ryan Police Justice.

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

Dated May 28 1892 John Ryan Police Justice.

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

Dated May 28 1892 John Ryan Police Justice.

03 16

630

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Otto Morner
201 East 115 St
Wardon Goddard

2

3

4

Wm. L. Dwyer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

May 24

1892

Ryan

Magistrate.

W. H. Murphy

Officer.

23

Precinct.

Witnesses

Call Officer

No.

Street.

No.

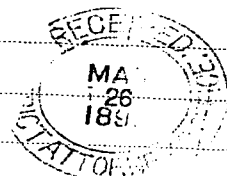
Street.

No.

Street.

S.

200



[Signature]
[Signature]

0317

Form No. 2.

THE WESTERN UNION TELEGRAPH COMPANY.

NORVIN GREEN, President.

THOS. T. ECKERT, General Manager.

Check

Receiver's No.

Time Filed

SEND the following message subject to the terms
on back hereof, which are hereby agreed to.

189

To

READ THE NOTICE AND AGREEMENT ON BACK.

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 Pfodenbauer, the younger.

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

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

The said

Theodore Pfodenbauer, the younger,
late of the City of New York, in the County of New York aforesaid, on the *23rd*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County, ~~with force and arms,~~*one trunk of the value of ten
dollars, divers articles of clothing and
wearing apparel, of a number and
description to the Grand Jury aforesaid
unknown, of the value of thirty
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 one

*Otto Horner*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 Lancey Nicoll*
District Attorney.

03 19

BOX:

482

FOLDER:

4403

DESCRIPTION:

Piehe, Gustane

DATE:

05/27/92



4403

0320

Witnesses:

Counsel,

Filed,

189

Pleads,

THE PEOPLE

vs.

B

Gustave Beck

May 18 93

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
(III. Rev. Stat. (7th Edition), Page 1889, Sec. 5.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Julius Cattani

Foreman.

969
Dec 969

0321

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Gustave Pichet

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

Gustave Pichet

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Gustave Pichet

late of the City of New York, in the County of New York aforesaid, on the 30th day of November in the year of our Lord one thousand eight hundred and ninety- , the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, 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.

0322

BOX:

482

FOLDER:

4403

DESCRIPTION:

Pinkham, Charles H. Jr.

DATE:

05/06/92



4403

0323

The defendant has moved that this indictment against him be tried or dismissed, and his motion has been postponed from time to time to enable me to determine what course to pursue. A careful examination of all the facts in this case convinces me that no conviction of the defendant, on this charge, is possible.

The defendant did take the notes referred to in the indictment, but, being of doubtful value, he substituted his own indebtedness for them, and avers that he has turned over to the bank the proceeds of all the securities given him by the maker of them. This negatives the charge that he took them with a criminal intent to deprive the bank of them.

Suits have been brought by the bank to recover all sums due to it from the defendant, and they are still undetermined. While the bank seems to have suffered from the improvident transactions of the defendant, his accountability, if any, can be determined in the civil actions.

I do not find in the facts relating to this charge sufficient to justify me in presenting it to a court and jury. And I, therefore, recommend that the indictment be dismissed.

Walden January 19th 1893

DeLancey Nicoll
District Attorney

562

121

Counsel, R. J. Thompson 111 Broadway
Filed day of May 1892
Plends, Attorney 9 - public funds
THE PEOPLE

Penal Code, Degree, Grand Juror

Charles H. Pinkham

Grand Jury
DeLANCEY NICOLL,
District Attorney.

A TRUE BILL.

James C. Carter

See on No. 1 of 1892
All your action
Basis 23/193

Witnesses:

Chas. E. Trotter

Barred May 1892
by Cash Refused

0324

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

THE INFORMATION OF Deane, Michael, District Attorney of the County of New York, laid before Frederick D. Murphy Esquire, Recorder of the City of New York, and a Magistrate and Officer having power to issue a warrant for the arrest of a person charged with a crime, the day of May in the year of our Lord one thousand eight hundred and twenty-two, who, being duly sworn, deposes, alleges and says, as follows on information and belief:

THAT on the third day of August, in the year of our Lord one thousand eight hundred and twenty-two; one Charles W. Pichard late of the City of New York, in the County of New York aforesaid, at the City and County aforesaid, did feloniously take, steal and carry away, one certain promissory note for the payment of money made by one A. H. Wood senior of New York and thereunto endorsed, for the payment of and of the value of seven thousand dollars, and one other promissory note for the payment of money made by the said A. H. Wood senior of New York and thereunto endorsed, for the payment of and of the value of seven thousand and five hundred dollars, both of the said notes being endorsed by one Breslin (a more particular description of which said notes is to the informant unknown) of the goods, chattels and personal property of a certain corporation known as the Bank of Manhattan, then and there being found.

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.

WHEREFORE, informant prays that a warrant may issue for the arrest of the said Charles W. Pichard and that he be dealt with according to law.

Sworn to before me, this day of May in the year of our Lord, one thousand eight hundred and twenty-two

Recorder

0325

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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 exoneration?

Answer.

Taken before me this
day of 188 }

Police Justice.

0328

562

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John H. C. [illegible]
[illegible]

1 *Charles H. C. [illegible]*
2 _____
3 _____
4 _____

Office of [illegible]
in [illegible]

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *May* 189*2*

[Signature] Magistrate.

[Signature] Officer.

_____ Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ _____ to answer _____

These various loans to Pritchard & Co were forced by Pritchard him by virtue of his position as President and without the approval of the board of directors, or any one of them, ~~with~~ ~~the~~ and at the board meetings the Cashier - the natural and usual Secretary of the same - was excluded by order of the President & the list of loans ^{being} ~~the~~ always read by the President to the board - the loans to himself & Corey being omitted in the reading, so that the board during Pritchard's incumbency, were in ignorance of the accommodations which were being extended to ^{him} ~~Pritchard~~ the President or Corey.

That for sometime prior to the organization of the Bank of Harlem Pritchard & Edwin H. Corey were partners in business in Boston and failed with liabilities largely in excess of assets. and which ^{have} ~~ever~~ since, ~~and now~~, remained unpaid.

The Officers has moved that
the motion be again
bein to be put on the main
the motion has been postponed from
time to time to enable me to see
what course to pursue.

A careful review of all the facts in this case convinces me that no connection of the defendants or the charge to persons, ~~and that~~

The officers did take the
notes up and down the
indication but they seem
to have been of doubtful value
~~as~~ ^{being} ~~the~~ ~~only~~ ~~one~~ ~~of~~
~~he~~ ~~submitted~~ ~~that~~ ~~his~~
~~understand~~ ~~or~~ ~~civility~~ ~~for~~ ~~them.~~

and the substituted his
own initials for them. ans.
He has ~~had~~ ^{had} he has
written over it the name
of the person
it proceeds

showed
the ~~value~~ of all the securities
given him by the reader
of them: This negates the
charge that he took their
worth from the interest to deprive
the bank of them. have been

by the Bank to receive
all ~~issues~~ ^{same} sums due
to it from the defendant

0329

and they are still ~~in the~~ ^{in the} mind.
While the Bank does
it has supplied ^{for} ~~the~~
the ~~imprisoned~~ ^{imprisoned} ~~imprisoned~~
transactions of the Defendant
his accountability if any
can be ascertained. ~~It is~~
in the civil actions. I
do not find in the facts
relating to this charge
sufficient to justify me in
presenting it to the ^a Court
I am, ~~therefore~~ ^{and} therefore
recommend that the indict-
ment be dismissed.

0330

WM. P. ST. JOHN, President.

No. 1067.

FREDK B. SCHENCK, Cashier.
JAMES V. LOTT, Asst Cashier.

Capital \$1,000,000.
The Mercantile National Bank
of the City of New York.
New York.

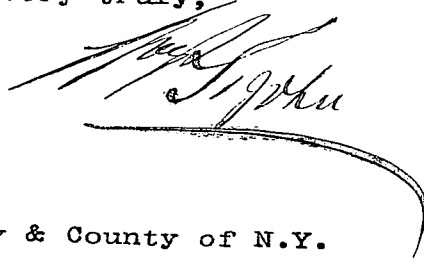
May 4, 1892.

Dear Mr. Nicoll:

I learn from a reliable source that the Senior Pinkham (whose \$16,000. note to his son's order was one of the items left with you) is, as he has been for the past five years, an employee in a drug store in Salem, Mass. Prior to this employment he failed in business. The impression in Salem is that he has not subsequent to that failure been the possessor of any property or means of livelihood other than his small earnings as such employee.

When it becomes safe to pursue the inquiry I think one of the Commercial Agencies could ferret out all details and report.

Yours very truly,



Hon. DeLancey Nicoll,

District-Attorney, City & County of N.Y.

0331

NEW YORK CITY, May 16, 1892.

HON. CHARLES M. PRESTON,
Supt. of Banking, N. Y.

DEAR SIR:

In view of the charges brought against me on account of my transactions as President of the Bank of Harlem, I think it due to you, to my friends and myself to make the following statement:

The Bank of Harlem was opened for business January 12, 1888. For four months previous I had been at work raising the capital, perfecting the organization, &c. Before any directors were elected, I had raised about forty per cent. of the stock. I then invited the following gentlemen to my house and canvassed the question of directors, officers, &c.

D. F. Porter, J. J. Sperry, R. A. Hevenor, H. C. Gibson, W. W. Van Vorhis, C. H. Pinkham, Jr. and finally these and Frank Wanier, W. H. Caldwell, David M. Williams and W. S. Gray, became directors.

The capital was quickly completed—in fact it was over subscribed, and at the end some subscriptions were refused.

Of the \$100,000 capital, I myself raised nearly or quite 55% to 60%.

The organization was completed in December, 1887, and the Bank opened January 12, 1888. The Bank was organized with the following officers;

C. H. Pinkham, Jr., President; David F. Porter, Vice President; C. E. Trotter, Cashier, and J. M. Roberts, Bookkeeper.

At the first meeting of the Bank at the Banking rooms, H. C. Gibson was made Secretary. General arrangements were made for the conduct of the business and a vote was passed authorizing me to discount paper, in the interim of the directors' meetings and in the absence of the directors. This vote is recorded and was not rescinded until two months or less before my withdrawal.

As a matter of fact, hardly at any time was any paper presented to the Board for their decision. The directors would individually introduce customers, leaving me to attend to the general conduct of their business and telling me what they knew of the standing of various parties.

The Directors' Meetings were to be held weekly—part of the time semi-weekly, but from the very start were held very irregularly—it was most difficult to get a quorum, and practically all the business was left to my judgment.

I worked day and night, including holidays, and it was conceded by bank men in the city that no bank ever grew so fast in number of customers and in amount of deposits. The number of accounts grew to over 1,200 and the deposits to over \$600,000.

0332

The transactions which are made the subject of my indictment occurred in the summer of 1889. I have been indicted for the alleged larceny of two promissory notes, one made by A. H. Wood bearing date June 27, 1889, due on the 18th day of July, 1889, for \$7,000, endorsed by Louis Bresler, and the other for \$7,500 of the same tenor and with the same endorsement. This is all that is charged against me in the indictments.

Allen H. Wood was introduced to me by a reputable party. He stated that he had bought property at 124th St. and 7th Ave., and would build a theatre; that Louis Bresler was his father-in-law, a very rich man and would back him in full. He bought the property and began the theatre. Bresler was a retired wool and fur merchant in Detroit and New York.

I caused special agency examinations to be made of Bresler's standing, and found that his statements were true and that he had had large property.

From time to time I loaned Wood money to the extent of \$14,500 and the theatre advanced. I finally grew distrustful and compelled Bresler to give me deeds of his property in 76th and 63d Streets, also at Sharon Springs, and later got Wood's watch, diamonds, &c. This property was apparently more than enough to cover all the debt.

From the best information I could get there was an equity of \$10,000 to \$12,000 in the city real estate, and the Sharon Springs property was clear and alleged to be worth \$5,000, in fact, I learned it had once been sold for that sum.

Bresler stated to me at the time of the transfers that his equity in the 63d Street property was \$7,000, and in the 76th Street property \$15,000, which with the Sharon Springs property at \$5,000, would make the security, according to his figures, \$27,000. There was a second mortgage of \$5,000 on the 76th St. property, although Bresler had informed us that there was but one mortgage of \$20,000. It was agreed at the time of the transfers that all money realized on the sale over and above the amount due me should be given to Mr. Bresler.

All at once Wood went to pieces, the account of his failure being in all the newspapers. I was in the country at the time, and the first intimation I had of his failure was what I saw in the papers. I took the first train for New York, and the train having been blocked at Woodlawn, I took a carriage and drove to the Bank, where for the express purpose of shielding the Bank, with no consideration or benefit whatever to me, but with the view that it should appear that the Bank of Harlem was not involved by Wood's failure to any extent, I took up these two promissory notes and gave my personal check for the same, substituting my own indebtedness for the indebtedness of Wood, and believing that I was thereby making the Bank more secure. This transaction was made with the full knowledge of the cashier (most of the directors were out of the city) and was entered upon the books of the Bank, where it now stands as a matter of record, as do all my

0333

transactions with the Bank. I discounted other paper, entered by the cashier in the regular books in the regular way to my own personal credit, which enabled me to discharge the indebtedness of Wood, so that I was able to say to the public that our Bank held no paper of Wood's whatever. This I did entirely in the interest of the Bank. It was a perfectly legitimate transaction which I had a right to make, and which was understood by the directors of the Bank and its officers. The security which I had obtained upon the Wood notes I held for the time for the purpose of handling it to the best advantage. I realized about \$7,200 for the equity in the 76th Street house and paid it to the Bank on account of my debt. The 76th St. property was bid in on foreclosure sale by me in the name of Corey who held the second mortgage (above referred to) by assignment, and subsequently conveyed by Corey to Hanson C. Gibson, who held it in trust for the Bank and sold it, paying over to the Bank the money received for the equity. The 63d Street house did not bring anything above mortgages, and the Sharon Springs property was deeded to Hanson C. Gibson for the benefit of the Bank, the Bank people holding it as an asset at \$5,000, although no such sum has ever been offered for it. The promissory notes, which it is alleged I have stolen, were taken by me and placed in the hands of Wilmore Anway, a lawyer at No. 111 Broadway, N. Y., for the purpose of suing if there was any chance of recovering anything on them. At the time when I gave my check for them, and when it is alleged I committed the larceny, the notes were worthless and they have never been worth anything since. Their worthlessness was so apparent that Mr. Anway did not think anything could be gained by bringing suit on them. I never received personally one single penny from those notes or from the transaction in any form whatsoever, or in any stage of it. On the contrary, I incurred an obligation which it was not necessary that I should have incurred, simply from my loyalty to the interests of the Bank and my desire to save it from ill-repute and loss, and because I felt that notwithstanding whatever pains I had taken, it might be thought the loan made on the notes was an improvident one, and that I ought to have known so.

Examination of my books shows the exact transactions, with reference to which the indictment is brought, to have been as follows:

The notes of Wood were overdue and unpaid. On August 3, 1889, under the circumstances above recited, I drew my check on the Bank of Harlem for \$14,500. This check was paid by the proceeds of a discount loan for the same amount, payable to the Bank on demand. This appears on the bank accounts and on my book of accounts. From August 3d, to December 6th, I made various deposits and procured loans at the Bank amounting in all to \$73,400, and on December 9th there was a balance to my credit of \$2,911.19. It will be seen from this record the entire amount of the Wood notes was paid by me in cash to the Bank; the transactions being completed on December 6th, 1889.

0334

My subsequent transactions with the Bank had nothing whatever to do with these notes, but were transactions with which everybody connected with the Bank was well acquainted, were perfectly open and were not objected to. When I left the Bank, about July 1st, 1890, I made a statement and turned over to the Bank collateral security which I thought, and they thought was amply sufficient to secure any indebtedness which I then might have to the Bank. If this collateral had been properly managed and handled there would have been no loss whatever; for its mismanagement, I am not in any way responsible, nor have I any knowledge of or responsibility for the acts of my successor in the presidency. I am very sure if the statement of facts as I have made it had been brought fully before the Grand Jury, that they would have at once thrown out the indictment. The statements made that I used the Bank moneys for private speculations and personal profit are absolutely untrue. The most of my indebtedness arose from my assuming for the benefit of the Bank obligations which I was not at all bound to assume. I did this in my efforts to make the Bank a success, and my only crime in connection with the Wood notes was in undertaking to pay them personally when I believed them to be worthless and in finally paying them.

Very respectfully yours,

C. H. PINKHAM, JR.

0335

The People
vs
Chas. H. Pinkham

District Attorney
City & County of New York

{ Vouchers

Debit to Mr. Pinkham

for as per

receipts

M.D.

0336

Lucius C. Warner, President

Capital and Surplus \$200,000.

Carroll C. Phelps, Cashier
Living & Gaylord, Asst. Cashiers

Hamilton Bank

of New York City
278 West 125th St. near 8th Ave.New York, May 25th 1892The District Attorney of the City and County of New York
Dear Sir,

As heir to the assets and liabilities of the Bank of Harlem, some items of which are to be specially accounted for, Hamilton Bank desires to obtain a judgment against Charles H. Pinkham Jr. in order to collect, if possible, anything obtainable from his dues. Will you therefore please give the bearer, Mr. F. A. H. Bryan the papers which were lodged in your office in the complaint for indictment. I will see that the same are returned upon your demand as soon as we obtain judgment if you do not mean while need them.

Respectfully Yours
Carroll C. Phelps

- Items claimed -

Abstract of account C. H. Pinkham Jr from May 1 st 1889 to close	
Note E. H. Corry Oct 3 rd 1889 due and (\$9700)	\$9400 ✓
C. H. Pinkham Sr June 13 th 1890 demand (\$16000)	\$11.100 ✓
Check E. H. Corry Nov 17 th 1889 (\$5500)	\$5000 ✓
Deposit ticket C. H. Pinkham Jr Nov 18 th 1889	\$5500 ✓

I will give this personal attention
M. S. PhelpsMay 26th 1892
Recd. the papers
therein mentioned
M. S. Phelps

0337

COURT OF GENERAL SESSIONS OF THE PEACE
OF THE CITY AND COUNTY OF NEW YORK.

-----x
The People of the State of New York,
York,
Plaintiff
-against-
Charles H. Pinkham,
the younger,
Defendant.)
-----x

Sir:

PLEASE TAKE NOTICE that on the annexed affidavit of
Daniel S. Thompson, verified on the *24th* day of
November, 1892, and upon all the papers and proceedings here-
in, we shall move the Court on the *27th* day of
December, 1892, *at his opening of the Court* for an order dismissing the indict-
ment against the defendant herein, and discharging the de-
fendant from custody and exonerating his bail, and for such
other and further relief in the premises as may be just.

Yours Ac.,

Daniel S. Thompson *Thompson*
Attorneys for the defendant.

Dated, New York, *27th Nov 1892*

To Delancy Nicoll, Esq.,
District Attorney,
New York County.

0338

COURT OF GENERAL SESSIONS OF THE PEACE
OF THE CITY AND COUNTY OF NEW YORK.

-----X
The People of the State of New York)
York)
Plaintiff)
-against-)
Charles H. Pinkham,)
the prisoner,)
Defendant.)
-----X

City and County of New York, ss.

Daniel G. Thompson being duly sworn, says:
That he is one of the attorneys for the above named defend-
ant; that an indictment was presented to this Court by the
Grand Jury at the ¹⁶⁹² *ay* term, charging this defend-
ant with the crime of larceny of two certain promissory
notes, in said indictment described, belonging to the Bank
of Harlem, a corporation organized under the laws of this
State. That defendant has not been brought to trial under
said indictment, and that his trial has not been postponed
upon his application. That the next term of the Court in
which this indictment was triable was held on the *first* ~~fourth~~
day of *June*, 1892.

Sworn to before me this

27th day of November, 1892.

} *Daniel G. Thompson*

Bryant Lillard
Notary Public
City of New York

0339

COURT OF GENERAL SESSIONS OF
THE PEACE OF THE CITY & COUNTY
OF NEW YORK.

The People of the State of
New York,
Plaintiff

Against -

Charles H. Pinkham, the younger,
Defendant.

Copy

AFFIDAVIT & NOTICE OF MOTION

TAYLOR, THOMPSON & KAUFMAN,

Attorneys for Defendant,

111 BROADWAY, NEW YORK CITY.

~~Deponent hereby swears that the foregoing~~

Deponent hereby admitted this

day of

189

To, Delancy, made
Attorney for

0340

CITY AND COUNTY } ss.
OF NEW YORK, }

In the name of the People of the State of New York.

To any Peace Officer in the State of New York:

Information upon oath having been this day laid before me that the crime of Lynching in the first degree,
has been committed, and accusing Charles M. Piddiman Jr.
thereof.

You are therefore commanded forthwith to arrest the above named Charles
M. Piddiman Jr.
and bring him before me at my chambers in the senior Building in
or in case of my absence or inability to act, before the nearest or most accessible magistrate in
this county.

Dated at the City of New York, this _____ day of May 1892

Deveraux

034

THE PEOPLE

vs.

Charles F. Richardson

*John L. Loney
John L. Loney*

WARRANT OF ARREST.

Dated New York, *May* 189*3*

Reuben Smith Magistrate.

.....Officer.

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 M. Cuddeham
The younger

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

Charles M. Cuddeham The younger

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

The said *Charles M. Cuddeham The younger,*

late of the City of New York, in the County of New York aforesaid, on the *twentieth* day of *August*, in the year of our Lord one thousand eight hundred and *ninety* ~~ninety~~ *nine*, at the City and County aforesaid, with force and arms, *two written* instruments and evidences *to wit: one* promissory note for the payment of money made by one A. H. Wood, bearing date June 24th 1889, for the payment by him to the Bank of Hardem in said City on the 18th day of July 1889, to the order of himself of the sum of seven thousand dollars for value received, the same being duly endorsed by the said A. H. Wood and also by one Louis Greder, there being then and there due thereon and then remaining unsatisfied the said sum of seven thousand dollars, and the said note being of the value of seven thousand dollars, and one other promissory note for the payment of money made by the said A. H. Wood, bearing date June 24th 1889, for the payment by him to the said Bank of Hardem on the said 18th day of July 1889, to the order of himself, of the sum of seven thousand and five hundred dollars for value received, the same being also duly endorsed by the said A. H. Wood, and the said Louis Greder, there being then and there due thereon and then remaining unsatisfied the said sum of seven thousand and five hundred dollars, and the said note being of the value of seven thousand and five hundred dollars, (a more particular description of which said notes is to be found among aforesaid instruments) of the goods, chattels and personal property of ~~the~~ the said Bank of Hardem, the same being a corporation duly organized and existing under and by virtue of the laws of this State, —

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.

DeBaryshe, Nicoll,
Attorneys

0343

BOX:

482

FOLDER:

4403

DESCRIPTION:

Plato, William

DATE:

05/16/92



4403

0344

12-40 44/10 10
1-2 3 4/10 10
20-28 69/5-5
1-10 36/5 5

GLUED PAGE

0345

New York } ss.

Anthony Comstock 41 Park Row
of 41 Park Row, New York, being duly sworn, deposes and says
that he has just cause to believe and does believe that

did, on or about the 2nd day of October, 1891, at number 334 East
11th street, in the City of New York and County of New York unlawfully and
knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or
instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket
is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as,
or are called lottery *policies* and further that the said,

William Plato did then and there have
in his possession, within and upon certain premises, occupied by him and situated and
known as number 334 East 11th street, in the City of

New York and County of New York aforesaid, certain others, what are commonly known as, or
are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal
property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery poli-
cies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and
had in his possession, the aforesaid articles in violation of the laws of the State of New York, in
such case made and provided, and with intent to use the same as
a means to commit a public offense

Subscribed and sworn to before me,
this 12 day of May 1892

Anthony Comstock

Police Justice.

CITY OF New York COUNTY OF New York } ss.

John R. Collard of 41 Park Row
21st day of October 1891, aforesaid, he called at the place of business of
the said *William Plato* aforesaid, at the said
premises 334 E 11th street and there purchased the said paper, ticket and instrument,
purporting to be what is commonly called a lottery policy as annexed to foregoing affidavit,
under the following circumstances to wit: Deponent there saw the said *William Plato*

and had conversation with him in substance as follows.

Deponent said, and purchased of said *Plato* the paper
or what is commonly called a lottery
policy, paying him the sum of thirty cents
for the same.

Subscribed and sworn to before me, *John R. Collard*
this 12th day of May 1892.

H. W. Ellitz
Com of deeds
N.Y.C.

0346

1361
POLICE COURT— DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

Anthony Lombardi

VS.

William Plato

LOTTERY AND POLICY.

Dated.....188

Magistrate.

Clerk.

Officer.

WITNESSES:

Bailed, \$

to answer.....Sessions.

By.....

Street.

Oct 28/91

1361
POLICE COURT — DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

Anthony Lombardi

VS.

William Plato

LOTTERY AND POLICY.

Dated.....188

Magistrate.....

Clerk.....

Officer.....

WITNESSES:

Bailed, \$.....

to answer.....Sessions.

By.....

Street.....

Oct 28/91

0347

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

William Plato

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

William Plato

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

William Plato

late of the *Seventeenth* Ward of the City of New York in the County of New York aforesaid, on the *twenty-first* day of *October* in the year of our Lord one thousand eight hundred and ninety-*one*, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called "Policy," where money and property was dependent upon the result, 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

William Plato

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said

William Plato

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, 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.

0349

THIRD COUNT:

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

William Plats

of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A LOTTERY POLICY, committed as follows:

The said *William Plats*

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

John R. Colcord

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper, instrument and writing, called a Lottery Policy, is as follows, that is to say:

1240447	10
1-2-3	10
23-28-697	5
1-10-507	5

(a more particular description of which said instrument and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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 Grand Jury aforesaid, by this indictment further accuse the said

William Plats

of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said *William Plats*

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

John R. Colcord

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of

0350

which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say :

12-40-44	7	10	10
1-2-3	7	10	10
23-28-69	7	5	5
1-10-50	7	5	5

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT:

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

— *William Plato* —
of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF
AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said — *William Plato* —

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

— *John R. Colcord* —

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown and cannot now be given), which said paper, writing and document is as follows, that is to say :

12-40-44	7	10	10
1-2-3	7	10	10
23-28-69	7	5	5
1-10-50	7	5	5

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

0351

BOX:

482

FOLDER:

4403

DESCRIPTION:

Platz, George

DATE:

05/05/92



4403

0352

Witnesses:

68.

Counsel,

Filed, C

Pleads,

1892

THE PEOPLE

54 vs.
258 Williams
Salmon Creek B

George Platy

7

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
(III. Rev. Stat. (7th Edition), Page 1089, Sec. 5.)

DE LANCEY NICOLL,
District Attorney.

Sub 2 - July 21/92
Reads Spirit

A TRUE BILL.

Lucius C. Carter
Foreman.

7 June 3 - 1892
True 8/10 p.m.

0353

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

George Blatz 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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 exoneration?

Answer.

I am not guilty and demand a trial by jury

George Blatz

Taken before me this

day of

1887

Police Justice.

0354

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 Algerman

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, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated May 12 1890 Algerman Police Justice.

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

Dated May 12 1890 Algerman 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.

0354

Keeping open on Sunday
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Sullivan,
vs.
George Flutz

Office
M. H. Davis & Co.

2
3
4

Dated May 19 1890
M. Mahan Magistrate.

Sullivan Officer.
Precinct.

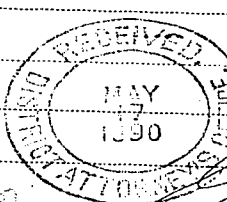
Witnesses
No. Street.

No. Street.

No. Street.

\$ to answer

Pauline



BAILED,

No. 1, by Peter Buhl
Residence 319 Greenwich Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

0356

Excise Violation-Keeping Open on Sunday.

POLICE COURT-1 DISTRICT.

City and County } ss.
of New York,of the 4th Precinct Police
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 11th day
of May 1890, in the City of New York, in the County of New York,George Platz (now here)
being then and there in lawful charge of the premises No. 558 William
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises, DID NOT KEEP SAID PLACE CLOSED, contrary to and in violation of
the statute in such case made and provided.WHEREFORE, deponent prays that said
may be arrested and dealt with according to law.Sworn to before me, this 12th day
of May 1890George Bullum
Police Justice.

0357

COURT OF GENERAL SESSIONS, PART *One*
THE PEOPLE } INDICTMENT

vs.
George Platz

For

To

M.

Peter Buhl
No. *319* *Greenwich* Street.

The indictment against the above-named defendant for whose appearance you are bound, has been placed upon the Calendar for *Monday* 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 the *9th* day of *MAY*, instant, at eleven o'clock in the forenoon.

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

DE LANCEY NICOLL,

District Attorney.

0358

480

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Pratt

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

George Pratt

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *George Pratt*.

late of the City of New York, in the County of New York aforesaid, on the ~~second~~
day of ~~May~~ -- in the year of our Lord one thousand eight hundred and
ninety- ~~two~~ , the same being the first day of the week, commonly called and known
as Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and spirituous
liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said
place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day
the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer
and permit to be open, and to remain open, 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.

0359

BOX:

482

FOLDER:

4403

DESCRIPTION:

Pollak, Leopold

DATE:

05/25/92



4403

28.

Court ofayer and Terminer.

Counsel,

Filed, 25 day of May 1892

Pleads, April Sunday 27,

THE PEOPLE

vs.

B

Leopold Pollak

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III. Rev. Stat. (7th Edition), Page 1989, Sec. 5.]

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

[Signature]
Foreman.

0361

2085

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Seppola Pollada

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

Seppola Pollada

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Seppola Pollada*,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *December*, in the year of our Lord one thousand eight hundred and ninety-*one*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open and to remain open, 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.

0362

BOX:

482

FOLDER:

4403

DESCRIPTION:

Powers, James

DATE:

05/27/92



4403

Witnesses:

973
advised 976

Counsel,

Filed

189

day of May

Pleads,

THE PEOPLE

vs.

3

James Powers

May 22 1893

VIOLATION OF EXCISE LAW.
(Selling on Sunday, Etc.)
[III. Rev. Stat. with Edition, page 1983. Sec. 21, and
page 1980, Sec. 2.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lucius Catlin
Foreman.

0363

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Powers

The Grand Jury of the City and County of New York, by this indictment accuse
James Powers
 of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON
 SUNDAY, committed as follows:

The said

James Powers

late of the City of New York, in the County of New York aforesaid, on the *nineteenth*
 day of *August* in the year of our Lord one thousand eight hundred and
 ninety, at the City and County aforesaid, the same being the first day of the week,
 commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain
 wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
 whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one
 gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
 unlawfully did sell as a beverage to one

George P. Bouby

and to certain other persons whose names are 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

James Powers
 of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS
 LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

James Powers

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
 same being the first day of the week, commonly called and known as Sunday, being then and there
 in charge of and having the control of a certain place there situate, which was then duly licensed as
 a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the
 City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
 closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open
 and cause and procure and suffer and permit to be open, and to remain open, 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.

0365

BOX:

482

FOLDER:

4403

DESCRIPTION:

Procter, Samuel G.

DATE:

05/27/92



4403

0366

Witnesses:

Counsel,

Filed,

189

day of May

Pleads,

THE PEOPLE

vs.

B

Samuel S. Choate

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
(III. Rev. Stat. (7th Edition), Page 1989, Sec. 5.)

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Leahis Carter

Foreman.

L. Aug 1892

0367

Excise Violation—Keeping Open on Sunday.

POLICE COURT, 3 DISTRICT.

CITY AND COUNTY OF } ss.
NEW YORK,

of the 11th Diedrich Dake
Police Precinct of the City
of New York, being duly sworn, deposes and says, that on SUNDAY, the 19th day
of October 1890, in the City of New York, in the County of New York,
Samuel S. Pritz (now here)
being then and there in lawful charge of the premises No. 8 Green
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises, DID NOT KEEP SAID PLACE CLOSED, contrary to and in violation of
the statute in such case made and provided.

WHEREFORE, deponent prays that said Samuel S. Pritz
may be arrested and dealt with according to law.

Sworn to before me, this 20 day
of October 1890.

Diedrich M. Dake

Police Justice.

0368

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

Samuel S. Proctor 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. *Samuel S. Proctor*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *No 7 Division St. 2 weeks*

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 and
demand by jury
Samuel S. Proctor*

Taken before me this
day of *Oct 14* 188*5*

Police Justice.

0369

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.....

Defendant
 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,..... and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *October* 18 *90* *J. P. Duffy* Police Justice.

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

Dated *October 20* 18 *90* *J. P. Duffy* 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.

0370

675
Police Court--- 3 District. 1614

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Diedrich Dohle

1. Samuel S. Proctor

2.

3.

4.

Office
Violation

BAILED,

No. 1, by

Joseph W. Bauman

Residence

112 Bridge Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

October 20 1890

Duffy

Magistrate.

Dohle

Officer.

Precinct.

Witnesses

120

No.

Street.

No.

Street.

No.

Street.

\$

100



Filed

0371

486

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Samuel B. Procter

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

Samuel B. Procter

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said *Samuel B. Procter* late of the City of New York, in the County of New York aforesaid, on the 19th day of *October* in the year of our Lord one thousand eight hundred and ninety- , the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, 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.