0137

BOX:
503

FOLDER:
4584

DESCRIPTION:
Paine, Alter

DATE:
11/25/92

4584

27 D. P. Newberger
12 Nelson
Attorney

Witnesses:

Benet Lickman

Counsel.

Filed, 25 day of Nov. 1892

Pleads, Not Guilty

THE PEOPLE

vs.

B

Alter Paine

Grand LARCENY, 2nd degree
(MISAPPROPRIATION.)
(Sections 528 and 531 of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Porter
Part 2 - Dec. 9 1892
Tried and Acquitted

Foreman.

0139

Police Court 3 District. Affidavit—Larceny.

City and County of New York, } ss:

Bennet Liebman

of No. 212 Madison Street, aged 28 years, occupation Manufacturer Jacket being duly sworn, deposes and says, that on the 20th day of November 189n 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:

Thirty six coats of the value of about Thirty six dollars

$36 00

the property of Hermann and Emanuel in the care of deponent as a clothing manufacturer

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 Alex. Cluz. (Murray) from the place that deponent said said property together with a larger quantity of clothing to defendant for the purpose of finishing said coats. That deponent called for said property at residence of defendant and received a check in payment for the work done on said coats to defendant. That defendant refused to accept the check. Deponent says that he counted the coats and found that there was none missing. That he left said premises for the purpose of cashing the check and that

Sworn to before me, this day of 189

Police Justice.

4751

When he returned he was informed by defendant that he had been robbed, and that most property was missing. Defendant therefore charges the defendant with having stolen said property and says that he is held to answer.

Sworn to before me this 22nd day of January 1952

Bennett Liberman

Police Justice

0141

Sec. 198—200.

3rd District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

Alex Pecus 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 sees 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. Alex Pecus

Question. How old are you?

Answer. 38 years

Question. Where were you born?

Answer. Russia

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

Answer. 17 Pike Street

Question. What is your business or profession?

Answer. Tailor

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

Answer. Am not guilty

Alex Pecus

Taken before me this 7th *day of* March 189

Police Justice.

0 142

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

.....

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

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

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

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

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

0143

1456

Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Bessie Lieberman
212 Madison St
1 Attempt Paris
2
3
4

Offence Larceny

BAILED,
No. 1, by Esther Simon
Residence 386 E. Broadway ~~Street.~~

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street

Dated Nov 22 188 2

Duffy Magistrate.
Herlich Officer.
7th Precinct.

Witnesses
No. Street.

No. Street.

No. Street.
$ 500 to answer GS

Bailed

0144

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Allen Paine

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

Allen Paine

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

The said Allen Paine,

late of the City of New York, in the County of New York aforesaid, on the twenty-sixth day of November, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the agent and bailee of Bennett Sieberman,

and as such agent and bailee then and there having in his possession, custody and control certain goods, chattels and personal property of the said

Bennett Sieberman,

the true owner thereof, to wit: Thirty six coats of the value of Twenty six dollars, and in quantity of cloth of the value of Twenty six dollars,

the said Allen Paine, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said goods, chattels and personal property

to his own use, with intent to deprive and defraud the said

Bennett Sieberman

of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said Bennett Sieberman,

did then and there and thereby feloniously steal, 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.*~~

Second COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Otto Gaine of the same CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said Otto Gaine,

late of the City of New York, in the County of New York aforesaid, on the twenty-sixth day of November, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the agent and bailee of Julius Stermann and Aaron Simon, copartners,

and as such agent and bailee then and there having in his possession, custody and control certain goods, chattels and personal property of the said Julius Stermann and Aaron Simon,

the true owner thereof, to wit: thirty six coats of the value of one dollar each, and also a quantity of cloth of the value of thirty six dollars,

did afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, feloniously appropriate the said goods, chattels and personal property

to his own use, with intent to deprive and defraud the said Julius Stermann and Aaron Simon of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said Julius Stermann and Aaron Simon,

did then and there and thereby feloniously steal, 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.*~~

Third COUNT:—

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

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

The said Oliver Paine, —

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

stealing six cards of the value of one dollar each, and a gratuity of sixty of the value of sixty six dollars,

of the goods, chattels and personal property of one Samuel Lichtenman,

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.

Fourth COUNT:—

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

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

The said Otto Paine, —

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

thirty six coats of the value of one dollar each, and a waistcoat of the value of thirty six dollars,

of the goods, chattels and personal property of ~~one~~ Louis Hermann and Aaron Simon, copartners, —

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.

D. Lancey Nicoll,
District Attorney.

0 148

BOX:
503
FOLDER:
4584
DESCRIPTION:
Palmer, Michael
DATE:
11/30/92

4584

413

Witnesses:

Frank Pannechi

Offr. Corcoran 6th

Counsel,

Filed 30 day of Nov 1892

Pleads, Pleading Not

THE PEOPLE

vs.

P

Michael Pettuni

Assault in the First Degree, Etc.
(*Firearms.*)
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E Parsons

Foreman.

Dec 9/92

Not Assault 2 deg

S.P. 4 yrs 8 mo.

Dec 1 92

RB

0150

Police Court— 1 District.

1931

City and County of New York, } ss.:

Frank Pannechi

of No. 75 Mulberry Street, aged 27 years, occupation express man being duly sworn, deposes and says, that on the 24 day of November 1892 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Michael Palmero (now here) who discharged the contents of a loaded revolver at deponent — shooting him on the left arm — causing a severe injury

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

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

Sworn to before me, this 25 day of Nov 1892 } his Frank X Pannechi mark

B D McMahon Police Justice.

0154

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss:

Michael Palmero 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. Michael Palmero

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Italy

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

Answer. 210 Mott St 8 months

Question. What is your business or profession?

Answer. Tailor

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

Michel. Palmer.

Taken before me this 25 *day of* [illegible] 1894

[illegible]

Police Justice.

0152

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

.....

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

Dated, ... *189* ..... *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.*

0153

1471
1334

Police Court--- 1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank Casnechi

vs.

Michael Palmero

2

3

4

Offense: Assault

Dated, Nov 25 189 2

McMahon Magistrate.

Corcoran & Mitchell Officer.

6 Precinct.

Witnesses Tony Masucchi

No. 73 Mulberry Street.

John Yacino

No. 73 Mulberry Street.

John Rocco

No. 77 Mulberry Street.

$ — to answer G. S.

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

7-2-192

The People vs. Michael Palmer

Court of General Sessions. Part I
Before Judge Martine. Dec. 9. 1892

Indictment for assault in the first degree.

Frank Parusechi, sworn and examined, testified: Do you live at 75 Mulberry street and are you an expressman? Yes. On the 27th of November 1892 did you see this defendant? I did at the house of Antonio Masucchi between half past seven and eight o'clock in the evening. Was the defendant there when you got there? Yes. I met him on the street, and he says, "Let us go up stairs." We went up stairs. When you got up there who was there? The man of the house, his wife and daughter, the defendant and myself. Was John Gazzino there? I do not know. I cannot say. What took place there? When I got up there the owner of the house sent out for a pint of beer; he gave me a glass and gave another glass to the defendant, and after that pint was finished the defendant sent out for another pint; he gave me a glass and kept a glass for himself. Whilst I was drinking my glass he threw a portion of his beer to my face; then I took another glass of beer myself, I drank half of it and threw the rest in his face, and then he threw some more beer in my face

Then I threw a glass of beer in his face and he drew out his revolver in the house of Antonio Masuchi; he took it from the hip pocket of his trousers. Did you see the revolver? I did. When he drew it out what did he do? He was drunk and two or three persons present there took hold of him. What did you do? As soon as I saw the revolver I ran away. The defendant pulled out his revolver, took it out of its case and he pointed the revolver at my person. What part of your person did he point the revolver to? Towards my face. Did he fire the revolver? No, not there. Did he say anything when he made that motion going towards your face? He says, "I will not shoot you because we are friends." When did he say that, before or after the people held him? Whilst the other people were holding him. Then what happened? Then I left and went in the house below, the house belonging to Jacinto; he is here. Did you go alone to Jacinto's house? I did. About ten minutes after several people came into the house and the defendant came in and called me a nickname, "Cicillo". He came from the

house where we were to the house where I was. He did not come in Jacinto's house but it fired from the hallway; he came from the house of Antonio Masuchi to the door of the house of Jacinto. What did the defendant say? He called me Cecilio Fernandez, a Americano and then fired a revolver. Did you hear the report? I felt it, and I was wounded in my arm. Did you feel anything in your arm? I felt a burning in my arm. How soon after you heard the report did you feel something in your arm? Immediately. Examination. What arm was struck? The left arm. Feel in the hole made by the bullet. (The witness showed his arm to the Jury.) How many rooms does Jacinto have there? He seems - a parlor and a bed room. Which room were you in when you first heard the shot? In the next room, not the bed room. Is there a door leading from that room into the hall? Yes. Were you standing or sitting when you heard the defendant's voice calling you? I was standing. I was near the door, just close to the door, about three feet away. Where was the defendant when you heard his voice? He was coming down from the room above.

He was on the stair case leading to the door of Jacinto's the room where I was. Was the defendant on the stair case coming down? I can not say exactly because I only heard his voice. I did not see him standing. Where did the voice appear to come from, on the stair case or on the floor of the hall? From the stair case. Did you hear him talking? I did. Was you standing in front of the door or at the side of the door when you were that? I was near the door, not far from it. Were you in front of the door or at the side of the door? In front of the door. Which way were you looking, inside or outside of the room? I was looking at the people that were inside of the room. We were all talking about this matter; my face was looking inwards. Did you turn around there to look out into the hall? I did. What caused you to turn around and look out in the hall? Hearing my name being called. You heard your name called by the defendant, then you turned around and faced the hall? Yes. When you heard your name called did you go toward the door? No, I had no time. You were just turning

and then were shot? Yes. Did you see anybody in the hall? I did not see anybody because after I was shot I became dazed. When you turned did you see any one? I cannot say. I have not seen anybody. I heard my name only. When you were shot what did you do? As soon as I was shot I took off my coat and I saw the blood rushing out of the wound. Did you see the defendant after you were shot? No. I did not. How do you know he shot you? I can say that he shot me because we heard the question in the room above, and I knew his voice when he called me, and immediately I was shot. Did you talk with him at all after you were shot? No. I did not. Did you have a doctor? The hospital doctor at the station house. How long was it after you saw the revolver in his hand was it that you were shot? About five or ten minutes. Did the defendant say anything else but call your name? When he shot me he only called me the name, nothing more. You did not see him at all in the hall at that time? I did not. Did you hear anybody else in the hall the time you were shot? No. I did not hear

anybody. I only heard him.

Cross Examined. Is it not a fact that the last time that you threw something at the defendant it was a glass and cut him in the face? Yes. Is there scar on his face the spot where that glass struck him? I do not know. I cannot say. Did you see the glass strike this defendants face? I did. I threw the glass but I cannot say exactly where I hit him. Did you know it at the defendant? Yes I did. Was it a heavy glass? It was a beer glass. Right after you threw that glass what did he do? Then it was that he (the defendant) got up and pulled the revolver out of his pocket. Did you not leave the room after you threw the glass at this defendant? I left that room after he drew the revolver. Did you make any motion to draw any knife or any weapon, did you pretend to draw anything? I do not remember what I did because there was a big confusion. Will you swear that you did not thrust your hand behind in a menacing way? I do not remember because in that house there was a big confusion. Is it possible that you did it? I think I did and I think I did not.

Did you make any effort to draw any weapon? I cannot say. I had nothing. Did you make any action to lead the defendant to believe that you had a weapon? I cannot answer, I do not remember as there was a big confusion. Did not that confusion consist in very angry words that were passing between those people near the door? Yes. Do you say that the defendant shot you? I did not see his face but I heard his voice when he called me by name. Was it dark in the hall? It was. What hour was it? Half past eight in the evening; it was Thanksgiving day. Did you not testify that you were standing near the door? I was near the door but in the middle of the room. Could anybody standing in the dark hall see into the room? Certainly because the door was open. Could they see him standing there? Yes. How long after you throw that glass and strike the defendant in the face did you hear the pistol shot? Seven, eight or ten minutes. Was your back turned towards where you heard the voice coming from when you heard it? Yes. How quickly did you turn when you heard that voice? I turned immediately. Were there not a number

People out in the hall at the time? In the hall there was nobody but there were many people inside the room. Where were you facing when you first heard the defendant call your name? I was facing inside the room. As soon as I heard my name I commenced turning. How many doors did that room have? Only one. How far in the room were you standing from the door? About two or three feet. After I threw the beer glass at him I opened the door and left the room. I was the first to go out. On which floor of the house was Masuche? The second floor and I came down to the first. Which floor was Jacinto? The first floor. One flight of stairs between the two? Yes. How do you know the voice which called your name was that of the defendant? Because I knew his voice. How long had you known him? About sixteen days. How often had you seen him in those sixteen days? We spent the better part of these days together. We passed them in good friendship; we killed each other better than brothers. Had you been drinking anything before you made that visit to the defendant? I drank, but not beer — wine.

Did you not feel a little intoxicated? I was not exactly drunk, but I felt jolly. Was this a holiday? It was Thanksgiving day. You did not work that day? No. Was the other man with you all day? We were together the whole day. When we finished our dinner at twelve o'clock we started drinking together; we were both friends and very jolly together. How many were in that party in which this affair took place? Four persons. Were there any strangers? There was one but I did not know who he was. Did they both talk in an angry loud tone of voice, the defendant and the complainant? No, we were not talking loud because there were people holding us. The women who were there asked us not to speak loud and to keep quiet. Nobody held me; they were holding the defendant. Who they holding the defendant when the shot was fired? They held him before he fired. What were you doing when those people held the defendant? I opened the door and left the room. I went down to the room where I was shot. The quarrel took place on one floor and the shooting on another. I was the first to go down stairs. Do you know how long you were down stairs before the defendant

descended? I have already answered you three times seven, eight or ten minutes. Did you say anything to the defendant in a menacing, cross way to the defendant after he went down stairs? A. I did not. Was there much confusion there down stairs? Yes, there were some people playing and amusing themselves they were passing the time recently amongst the family circle laughing and so on. Inquest was continued until the next

Patrick Mancha, sworn and examined. I live at No. 73 Mulberry street. On the 24th of November in the evening about 8.30 I saw the last witness and I saw the defendant: they were both in my house; they were drinking a glass of beer; then after they drank the beer they commenced throwing the beer at each other; they threw first half a glass at each other but then it was filled up a whole glass and threw it at the complainant; but they were only doing it jokingly. Then the complainant picked up the glass and threw it at the defendant; it was in fun; it struck the defendant near his eye. He drew out his revolver and said to the complainant "Don't be afraid, I am not going to

Shot you" He turned also to me and said, "Don't be afraid, because I am not going to shoot him in your house." He pointed the revolver at the complainant, but he did not shoot him in my house. What did the complainant do when he saw the revolver? He had a little stick in his hand and then we went away from the house. The defendant remained with me. What did we do with the pistol? We did nothing with it. We held it in our hand. We did not sit down because we were holding him; he wanted to go out; he said "Let me go out." "I want to go out;" but I kept holding him. I said, "I don't want you to go out." I held him tight and have them make the peace between them again. There was trouble between them. You say that you held the defendant? I and my wife held him. Did you hold him hard? Yes, we made the blood end. We held him hard. Did he have the pistol in his hand while you were holding him? He held the revolver in his hand but I held his hand. When did he start to leave your house, how long after the complainant went out of the house did the defendant try to go out? About seven, eight or ten minutes.

During the whole ten minutes was he struggling to get away? Yes, he tried to get away. The complainant said nothing as he went out; the defendant did not say anything, but he was trying to go after him. I was holding him. Did he get and then he went out and I locked the door. He only said while I held him, "I am not going, do let me go, I am not going to shoot him." I locked my door immediately after he left, he went out alone. I heard one shot after he left. I heard him going down stairs. I was inside of my room and heard one shot. I did not open the door or go out of my room when I heard the shot. I opened my door about ten or twelve minutes afterwards and went down stairs to the yard. There was a crowd of people there. I did not see the defendant any more after that. I have not spoken with him since. I saw the complainant after he was shot. I knew that he was wounded, but I did not see his wound.

The defendant withdrew his plea of not guilty and pleaded guilty to assault in the second degree.

He was remanded for sentence.

~~Rimpoint the Notes of Warning~~

0167

Testimony in the case of Michael Palmer

filed Nov. 1892

30 Pa

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Palmer

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

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

The said Michael Palmer

late of the City of New York, in the County of New York aforesaid, on the twenty fourth day of January in the year of our Lord one thousand eight hundred and ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of one Frank Pannochi in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said Frank Pannochi a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Michael Palmer in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge with intent him the said Frank Pannochi thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

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

The said Michael Palmer

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Frank Pannochi in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said Frank Pannochi

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said Michael Palmer

in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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.

0169

BOX:
503

FOLDER:
4584

DESCRIPTION:
Pernichari, Pietro

DATE:
11/14/92

4584

81 Inv. Palmieri

Witnesses:

Off. Scully 10th Pct

Counsel, ...

Filed, 14 day of Nov 189

Pleads, ...

THE PEOPLE

vs.

Pietro Lermichari

GAMING HOUSE, Etc.

[Sections 343, 344 and 385, Penal Code.]

Def. not this date

DE LANCEY NICOLL

District Attorney

A TRUE BILL.

John E. Poulin

Foreman.

15/92

Pleade guilty on first Count,

Fine $25 fine

16

0171

Police Court, 1 District. (1353)

City and County of New York, } ss.

of No. 16 Greenwich Street, aged 29 years, occupation Police Officer being duly sworn, deposes and says, that on the 4th day of September 1892, at the City of New York, in the County of New York

Pietro Cernichiari (now here) did is the owner and superintendent of a place and of the appurtenances for gambling in violation of Section 344 of the Penal Code for the reasons following to wit: at the hour of 12.30 P.M. on said date deponent entered the premises 248 Elizabeth Street and in a room at the rear of the store occupied by the defendant deponent found the persons engaged at a table in a game of cards, called Sazinet, there being money deposited upon the result of said game. Deponent saw the players place money on cards which cards were on said table. Deponent says that the defendant furnished the cards for said game and allowed the room to be used for the purpose of gambling the defendant receiving a part of the proceeds of said game. Deponent further says that he found in said room the playing cards used in said game and a "kitty box" containing money, the players having paid, ~~cents~~ in said box at each deal.

Sworn to before me this 4th day of September 1892

Cornelius T. Scully

Chas. H. Murray
Police Justice

0172

(1295)

Sec. 198—200.

..... District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Pietro Pennichiani ..... 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. Pietro Pennichiani

Question. How old are you?

Answer. 32 years

Question. Where were you born?

Answer. Italy

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

Answer. 248 Elizabeth St, 1 month

Question. What is your business or profession?

Answer. Porter

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 I demand an Examination

his
Pietro X Pennichiani
mark

Taken before me this ..... day of March 1892

..... Police Justice.

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of [illegible] *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, [illegible] *189* ..... *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.*

0174

1395

Police Court--- 1334 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Cornelius Scully
vs.
Pedro Pernichare
2
3
4

Offense Assault & Battery

Dated, Nov 14 1892
Young Magistrate.
Officer Young by Officer Officer.
Precinct.

Witnesses Officer Schneider

No. Street.

No. Street.

No. Street.

$ to answer

$1000 Ex Rec 6/12 — M.K.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

COURT OF GENERAL SESSIONS.

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

THE PEOPLE OF THE STATE
OF NEW YORK

-against-

Peter Perniciaro

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

City and County of New York, SS:

Frank Sansaverino, being duly sworn, deposes and says; That he is a wholesale and retail furniture dealer having a place of business at No. 243 Elizabeth Street in the City of New York. That deponent is acquainted with Peter Perniciaro the defendant herein and knows him for the period of about two years. That said deponent knows said Perniciaro to be a married man having three children and has found him during said period of time to be a sober, industrious and trustworthy person.

Sworn to before me this
16 day of November 1892

F. Sansaverino 243 Elizabeth St

Vincenzo Palumbo
Notary Public,
N. Y. Co.

COURT OF GENERAL SESSIONS

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

THE PEOPLE OF THE STATE
OF NEW YORK.

-against-

Peter Perciaro

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

City and County of New York, SS:

Joseph Ricca, being duly sworn, deposes and says; That he is the owner of a maccaroni manufactory at No.340 Elizabeth Street, New York City. That deponent knows Peter Perniciaro who resides with his family at No. 248 Elizabeth Street this City and has been acquainted with him for about thirteen months during which time said deponent ~~I~~ have found said Perniciaro to be a respectable, hard working and honest man.

Joseph Ricca

Sworn to before me this
16th day of No vember 1892

Vincenzo Palumbo
Notary Public,
N. Y. Co.

COURT OF GENERAL SESSIONS

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

THE PEOPLE OF THE STATE OF
NEW YORK.

-against-

Peter Perniciaro

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

City and County of New York, SS:

Antonio Di Givanni, being duly sworn says,; That he is a baker and has a place of business at No. 228 Elizabeth Street, New York City. That he has been acquainted with Peter Perniciaro the defendant herein for ~~xxxxx~~ the period of about one year during which time deponent found the defendant to be a sober, industrious and trustworthy person.

Sworn to before me this
16th day of November 1892.

Antonio di Bigiorn

Vincenzo Palumbo
Notary Public,
N. Y. Co.

COURT OF GENERAL SESSIONS

THE PEOPLE OF THE STATE
OF NEW YORK

-against-

Peter Perniciaro

A F F I D A V I T S.

John Palmieri,
Defendant's Attorney,
362 Broome Street,
N. Y. City.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Pietro Pernichari

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

(Sec. 343, Penal Code.) of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed as follows:

The said Pietro Pernichari

late of the 14th Ward of the City of New York, in the County of New York aforesaid, on the fourth day of November in the year of our Lord one thousand eight hundred and ninety-two, and on divers other days and times as well before as after, to the day of the taking of this inquisition, 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, 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. (Sec. 344, Penal Code.)

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

of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND APPARATUS TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said Pietro Pernichari

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, a certain room in a

certain building there situate, and a certain gambling table and establishment, and divers cards, chips, devices and apparatus, a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given, the same being suitable for gambling purposes, with force and arms, feloniously did allow to be used for gambling purposes, 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. (Sec. 385, Penal Code.)

And the Grand Jury aforesaid, by this indictment further accuse the said Pietro Permichari of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said Pietro Permichari

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, a certain common gaming house there situate, for his lucre and gain unlawfully and injuriously did keep and maintain; and in his said common gaming house, then and on said other days and times, there unlawfully and injuriously did cause and procure divers idle and ill-disposed persons to be and remain, and the said idle and ill-disposed persons, on the day and in the year aforesaid, and on said other days and times, to game together and play at a certain unlawful game of cards called Saginet in the said common gaming house aforesaid, there did unlawfully and injuriously procure, permit and suffer, and the said idle and ill-disposed persons, then, and on said other days and times, in the said common gaming house aforesaid, by such procurement, permission and sufferance of the said Pietro Permichari

there did game together and play at said unlawful game of cards, for divers large and excessive sums of money, to the great annoyance, injury and damage of the comfort and repose of a great number of persons, good citizens of our said State, there inhabiting and 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 and dignity of the People of the State of New York.

DE LANCEY NICOLL,
District Attorney.

0181

BOX:
503
FOLDER:
4584
DESCRIPTION:
Perry, James
DATE:
11/23/92

4584

243 MC

Witnesses:

Off. Murphy 20
Anna Collins

Counsel,

Filed 25 day of Nov 189 5

Pleads,

THE PEOPLE

vs.

James Perry
alias Kelly

Burglary in the ~~second~~ degree.
[Section 497, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Poison
Foreman.

30

0183

Police Court, 2 **District.**

City and County of New York, } ss.

Jeremiah J Murphy

of No. Central Office Street, aged 36 years,

occupation Detective being duly sworn, deposes and says,

that on the 29 day of October 1892 at the City of New York, in the County of New York, one James Perry, now here did unlawfully enter a building No 147 West 13th Street, which is a dwelling house about the hour of two o'clock in the morning, and the defendant had no right to enter said house and deponent is informed by Annie Carroll now here, that she is employed as a domestic in said premises, and that she left the said premises with the grating over the cellar in the area not secured; deponent saw defendant coming out of said premises through the said cellar entrance, deponent knows defendant to be a professional thief, and deponent therefore charges defendant with unlawfully entering said building for the purpose of committing crime.

Sworn to before me this 30th day of October 1892

John Ryan
Police Justice

Jeremiah J Murphy

John Carroll

0184

1377

CITY AND COUNTY OF NEW YORK, } ss.

Annie Carroll

aged 20 years, occupation Domestic of No. 1067 West 60 Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of James J. Murphy and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 10 day of October 189.

Annie Carroll

John Ryan
Police Justice.

0185

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

James Perry 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 Perry

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. U. S.

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

Answer. Brooklyn.

Question. What is your business or profession?

Answer. Machinist

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 was not in the building but fell asleep in the area — or on the grass plot. I was not inside except when I was brought in by the officer

James Perry.

Taken before me this 30 day of September 1887

Police Justice.

0186

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

.....

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

Dated, ... *189* ..... *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.*

0187

1384

Police Court--- 2 District.

(113)

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jeremiah J. Murphy

vs.

James Perry

2

3

4

Offense: Burglary Burglary

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, Oct 30 189 2

Ryan Magistrate.

Murphy Officer.

C. S. Precinct.

Witnesses Effie Woodlan 19

No. [illegible] Street. 19

Anna Collins

No. 147 W 15 Street.

No. Street.

$1000 to answer G. S.

1000 Ex Nov 2 - 2 pm

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 Conroy

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

James Conroy

of the CRIME OF BURGLARY in the second degree, committed as follows:

The said James Conroy

late of the 16th Ward of the City of New York, in the County of New York aforesaid, on the twenty ninth day of October in the year of our Lord one thousand eight hundred and ninety-two, in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of one John Raide

there situate, feloniously and burglariously did break into and enter, there being then and there a human being within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said John Raide

in the said dwelling house then and there being, then and there feloniously and burglariously to 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.

DeLancey Nicoll,
District Attorney

0189

BOX:
503

FOLDER:
4584

DESCRIPTION:
Perry, John

DATE:
11/28/92

4584

Witnesses:

Marlin L Harlem

Jp. Hanley CO

Edward Hastings

B.W. Nov. 28/92

306

Counsel,

Filed 28 day of Nov 189

Pleads, Not guilty Decr

THE PEOPLE

vs.

John Perry

Grand Larceny, Second Degree.
[Sections 528, 531 Penal Code.]

a.f. record Dec 7/92

DE LANCEY NICOLL,
District Attorney.

Jany 17/93

Tried & convicted

A TRUE BILL.

John E. Dwin

Foreman

24 yrs 11 mos S.P.

Jany 20/93

Decr 15

Decr 20

S.S.

S.S.

0191

Police Court 2nd District. Affidavit—Larceny.

City and County of New York, } ss:

Martin L. Harlem

of No. 112 West 31 Street, aged 23 years, occupation Pawnbroker being duly sworn, deposes and says, that on the 25 day of December 1891 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States, of the amount of Three hundred dollars ($300 00/100)

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Perry from the following facts to wit: That about the hour of 10.30 o'clock A.M. of the aforesaid date, deponent gave and entrusted to said Perry, Bank Book (No 227.375) and a Check drawn on the Union Dime Savings Bank for the aforesaid sum of money and that after said Perry, received the aforesaid sum of money, from said Bank, he was to return and give the same, to deponent at his place of business No. 112 West 31 Street - and that about the hour of 2.30 o'clock P.M. of said date, deponent went to said Union Dime Savings Bank, and was there informed by the Paying Teller that said

Sworn to before me, this day of 189

Police Justice

4759

had been to said Bank, and had drawn and received the aforesaid property, in exchange for a Check presented by said Perry. deponent further says that said Perry has failed to return the aforesaid property - and that deponent has not seen said Perry, from the time he gave him the said Bank Book and said Check. deponent therefore charges said Perry with having committed a larceny and asks that he may be apprehended and dealt with as the Law may direct

Sworn to before me
this 25 day of December 1892

Martin L Hartman

Geo. P. Gray
Police Justice

0193

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

.....

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

Dated, ... *189* ..... *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.*

0194

W 1462

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Martin L. Harlem
112 W. 31st
vs.
1 John Perry
2
3
4

Grand Larceny

Dated, ... 189

Grady ... Magistrate.
Stanley & Wade ... Officer.
C.C. ... Precinct.

Witnesses Paying Teller
Union Dime Savings Bank
No. Broadway & 32nd Street.
Martin Strasburger
No. 9 Coop Street.
No. Street.

$ ... to answer.

BAILED,

No. 1, by ...
Residence ... Street.

No. 2, by ...
Residence ... Street.

No. 3, by ...
Residence ... Street.

No. 4, by ...
Residence ... Street.

COURT OF GENERAL SESSIONS, PART I.

The People of the State of New York, against John Perry.	Before Hon. Fred'k Smyth and a jury.

Indictment filed Nov. 28, 1892.

Indicted for grand larceny in the second degree

New York, Jan. 17, 1893.

A P P E A R A N C E S:

For the People, Asst. Dist. Atty John F. McIntyre;

For the Defendant, Ambrose H. Purdy Esq.

MARTIN L. HARLEM, a witness for the People, sworn, testified:

I live at 112 West 31st. Street. I lived at the same place on the 25th. of November 1891. I am a pawn broker in business with my father at 112 West 31st. Street in this city. I know the defendant and have known him for about two years. On the 25th. of November 1891 I had a bank account in the Union Dime Savings Bank which I had kept for three or four years. I had on deposit there $392.50. The number of my bank book was 227375. On the 25th. of November I drew a check against that account which reads as follows: "New York, Nov. 25, 1891.

Union Dime Savings Institution,

Broadway, 32nd. St. & Sixth Avenue.

Pay on book No. 227375 to myself or bearer three hundred dollars. Martin L. Harlem,

Present Address 112 W. 31st. Street."

After I drew this check I gave it and my bank book to the defendant to go and draw for me $300 and return to me with it. It was a few minutes after ten o'clock in the morning that I sent him. I never saw him again until I went to Philadelphia with an officer and caused his arrest. That was a few days before last Thanksgiving. I have never received any portion of the $300 back.

Cross-examination:

I am a clerk for my father. The account in the Union Dime Savings Bank was my own money. I have seen the defendant nearly every day. He and I have been in the habit of playing the races together, but I never entrusted him with any money to bet on the races for me. I was alone at the time I handed him this check for $300. I never sent the defendant to the bank on any previous occasion to draw money for me.

THOMAS S. AMMON, a witness for the People, sworn, testified:

I am a paying teller of the Union Dime Savings Bank of the City of New York. I was such paying teller on November 25, 1891. On that day, March 2d., Harlem had an account with that bank. The check now shown me was paid by our bank on presentation on November 25th. $300 was the amount paid. I cannot state to whom it was paid.

CHARLES A. HANLEY, a witness for the People, sworn, testified

I am one of the detectives connected with the Central office in this city. I arrested the defendant in Philadelphia on the 27th. or 28th. of November 1892 on the

complaint of Martin L. Harlem. On the way over to New York I had a conversation with the defendant. I asked him why he done this, if Harlem had not treated him right, and he said yes, but he had lost a little of the money and he was afraid to come back. He made no statement about the bank book whatever.

Cross-examination:

I have given all of the conversation. The defendant made no statement to me about being in partnership with the complainant, playing the races together.

DEFENSE.

JOHN PERRY, the defendant, sworn, testified:

My business is that of a horseman. I have been around stables seven or eight years. I have known the complainant Harlem for two or three years. I having been around horses all my life have made bets for him once in awhile. He had the capital and I had the judgment and we played the races together. We have been doing this for three years. Mr. Harlem came to my room on the morning of the 25th. of November and gave me this check for $300. He told me to take it and use my own judgment about playing it on some horse. After procuring the money at the bank I went to the White Elephant Pool Room and put $100 on one horse. The horse lost. The rest of the money I lost on different horses in various pool rooms during that day. I stayed in the City for a couple of days afterward and then went to Philadelphia. I did not leave the City because

I had taken this money. I had some business which called me to Philadelphia.

Cross-examination:

I bet some money in Minden's Pool Room, 29th. Street near Broadway. The horse which lost was called Tioga. I bet $100 in each of the three pool rooms that I visited on that day and lost it all. I had no intention of stealing this money from Mr. Harlem. I understood that he gave it to me to use my own judgment in betting on the races, and we were to divide any winnings which might be the result of the investment.

REBUTTAL:

MARTIN L. HARLEM, re-called, testified:

I did not give this defendant the $300 to bet on the races for me. I gave him the check with the distinct understanding that he was to return with the money.

The jury returned a verdict of guilty of grand larceny in the second degree.

Indictment filed Nov. 28-1892

Court of General Sessions

Part I

The People

vs.

John Perry

Abstract of testimony

on trial, New York,

January 17th 1893

Defendant

0200

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

John Perry

The Grand Jury of the City and County of New York, by this indictment, accuse John Perry of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said John Perry late of the City of New York, in the County of New York aforesaid, on the 25th day of November in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms,

the sum of three hundred dollars in money, lawful money of the United States of America, and of the value of three hundred dollars

of the goods, chattels and personal property of one Martin L. Harlem

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.

0201

BOX:
503

FOLDER:
4584

DESCRIPTION:
Pessena, Joseph

DATE:
11/25/92

4584

276

Witnesses:

E. B. Gormley

Counsel,

Filed, 25th day of Nov 1892

Pleads, Not guilty 29

THE PEOPLE

vs.

B

Joseph Pessenda

Dec 1/92

[illegible] Trial Term of Special Sessions for trial, by request of [illegible] Defendant.

VIOLATION OF THE EXCISE LAW.
(Selling to Minor.)
[Chap. 401, Laws of 1892, § 33].

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL.

John E. Pollow

Foreman.

2020

0203

1998

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Pessenal

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

of the crime of SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER TO A CHILD actually and apparently under the age of sixteen years, committed as follows:

The said Joseph Pessenal

late of the City of New York, in the County of New York aforesaid, on the 17th day of November in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, certain strong and spirituous liquors, and certain wines, ale and beer, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to one Annie Kersten who was then and there a child actually and apparently under the age of sixteen years, to wit: of the age of Seven years, 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.

0204

BOX:
503

FOLDER:
4584

DESCRIPTION:
Pfriender, Conrad

DATE:
11/28/92

4584

Witnesses:

W. Glennon

22 pd

267

Counsel,

Filed, 5th day of Apr 189

Pleads, Not guilty, Dest

THE PEOPLE

vs.

B

Conrad Offrender

Transferred to the Court of Sessions for trial and final disposition

Pard April 6th 1893

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32].

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL.

John E. Poison

Foreman.

0206

1997

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Conrad Pfriender

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

Conrad Pfriender

of the CRIME OF ~~SELLING STRONG~~ AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said Conrad Pfriender

late of the City of New York, in the County of New York aforesaid, on the 9th day of October in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~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 New York and their dignity.

SECOND COUNT—

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

Conrad Pfriender

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said Conrad Pfriender

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

Edward Glennon

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.

DE LANCEY NICOLL

District Attorney.

0207

BOX:
503

FOLDER:
4584

DESCRIPTION:
Poey, Simon

DATE:
11/18/92

4584

0208

147

Witnesses:
John W Barrett

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

Simon Pocy
(5 cases)

Larceny, third degree
Section 515, Penal Code

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Fowler
Foreman.

25

0209

Police Court, 1 District. (1853)

City and County of New York, } ss.

John W. Barrett,

of No. 113 Wall Street, aged 33 years,

occupation Steamship Agent being duly sworn, deposes and says,

that on the 15 day of September 189 2, at the City of New York, in the County of New York,

Defendant did feloniously with intent to defraud and conceal a larceny willfully omit to make a true entry of the receipt of a sum of money received by him (defendant) in a book of accounts, to wit: the Cash Book, kept by him (defendant) in defendant's firm to wit: James E. Ward and Company in violation of Section 515 of the Penal Code of the State of New York for the reasons following to wit: On the said date this defendant was in the employ of defendant's firm as passenger agent and as such employee had charge of a book of accounts to wit: a cash book for [illegible]. On the said date the defendant received the sum of one hundred and eighty-[illegible] dollars for passage in the steamship "Aller" from three (3) persons in the United States and failed to enter the receipt of said money in said cash book, thus affecting fraudulently the said sum of money [illegible] case.

Sworn to before me this 7th day of November 1892

John W. Barrett

W. H. Brady

Police Justice

02 10

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. Barnett

of No. 113 Wall Street, that on the 15 day of September 188[illegible] at the City of New York, in the County of New York,

Simon Gray did willfully omit to make a true entry in a book of accounts kept by him that belonged to defendants' firm of the name of [illegible] and [illegible] in violation of Section 3125 of the Penal Code of the State of New York

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the ..... *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 7 *day of* September 188[illegible]

[illegible] POLICE JUSTICE.

0211

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

.....

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of ~~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, ... *189* .....*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.*

02 12

1438

1334

Police Court--- **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John H. Barnett
113 Ivy Alley
vs.
1 Simon Levy
2
3
4

Offense

BAILED,

No. 1, *by*

Residence *Street.*

No. 2, *by*

Residence *Street.*

No. 3, *by*

Residence *Street.*

No. 4, *by*

Residence *Street.*

Dated, 189

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ to answer

$10,000 Ex. Nov 16th 1892 5 P.M.

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Thomas F. Gray a Police Justice of the City of New York, charging Simon Poey Defendant with the offence of Grand Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We, Simon Poey Defendant of No. [illegible] Street; by occupation a [illegible]

and [illegible] of No. [illegible] Street, by occupation a Sea Captain Surety, hereby jointly and severally undertake that the above named Simon Poey Defendant shall personally appear before the said Justice, at the [illegible] District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Twenty-five Hundred Dollars.

Simon Poey

Taken and acknowledged before me, this [illegible]

day of [illegible] 18

[illegible] POLICE JUSTICE.

CITY AND COUNTY OF NEW YORK, } ss.

the within named Bail and Surety being duly sworn, says, that he is a householder within the ~~said~~ State, and is worth ~~[illegible]~~ ~~[illegible]~~ Hundred Dollars, exclusive of property exempt from execution and over and above the amount of all his debts and liabilities, and that his property consists of

Sworn to before me, this day of 18

Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 18

Justice.

0215

Police Court ..... District. Affidavit—Larceny.

City and County of New York, } ss:

William N. T. Hughes

of No. 10 West 53d Street, aged 45 years, occupation Steamship Agent being duly sworn, deposes and says, that on the 30th day of September 189 2 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:

Good Valuable money of the United States consisting of Bank notes and bills of the Value of Two hundred and Sixty Dollars

the property of deponent, and Henry P. Booth senior of partners and James E. Ward as special partner and doing business at 113 Wall Street under the firm name of James E. Ward & Company 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 William Posey (now here) for the reasons following to wit on the aforesaid date defendant was a clerk in the employ of deponent who are the general agents of the Ulmyan and Cuba mail Steamship Company and on the aforesaid day said defendant sold 3 passage tickets on the Steamship Yucatan for the sum of $260.00 dollars the destination of said tickets being 1 to Havana and 2 to Mexico and that said defendant failed to turn over to deponents or his firm the money therefore and appropriated the same to his own use and he charges him with the larceny aforesaid

Wm. N. T. Hughes.

Sworn to before me, this 30 day of September 1892.

Police Justice.

4759

(1335)

Sec. 198—200.

..... District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Simon Poey ..... 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. Simon Poey.

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Cuba

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

Answer. 1 mile stone P. Hyeamo.

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty

Simon Poey

Taken before me this 3 *day of* December *189* 7

..... *Police Justice.*

0217

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 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, ... *189* .....*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.*

1438

Police Court--- 1 District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

Offence Murder

2

3

4

Dated, 7 1 0 0 3 189 2

Grady Magistrate.

Lang Officer.

1st Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 25000 to answer

$25000 April 18/92-2 P.M.
April 6/92-2 P.M.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

District Attorney's Office
City & County of
New York. SEP 25 1903 1898

Messrs Cassidy & Cassidy
112 Wall St & Liberty

Gentlemen:

An application for pardon on behalf of Simon Poey has been referred by the Governor to this office. Will you kindly send a representative to see me so that he can give the particulars of the case which can be embodied in the report to the Governor.

Yours truly
Henry W. Unger

Mr Hughes wants a reference read to him.

We respectfully pray this Court to extend to Simon Poey, that Clemency and Mercy, which we must all ask of that Great Judge, who will pass upon our destinies.

Burdened with a wife and two children, this man now bordering on old age, was tempted by a desire to enable them to live amid respectable surroundings and to start out in the battle of life with a fair education.

He was weak, lamentably weak, but in his nature there was nothing vicious. Not a dollar has gone for Gambling, Speculation or Riotous living, but all for his helpless wife and children.

Extend to him therefore, the Clemency placed in your hands by a merciful People.

Wm A. Post	L. I. R. R. Co.
Chas W. Davis	[illegible] Jamaica
J. J. [illegible]	Whitestone L. I.
[illegible]	
J. [illegible] Irving	Whitestone L. I.
[illegible]	Whitestone L. I.
Horace Bacon	Whitestone L. I.
Wm N. Berrian	Whitestone L. I.
Daniel Bartell	
F. Wurtzel	L. I. R. R. Co.
[illegible]	
L. M. King	L. [illegible] Co.
[illegible]	Long Island City N.Y.
E. F. Bastien	" " " "
Geo Mawson	L. I. R. R.
John Reeves	L. I. R. R.

0221

No. 3.

GRAND JURY ROC

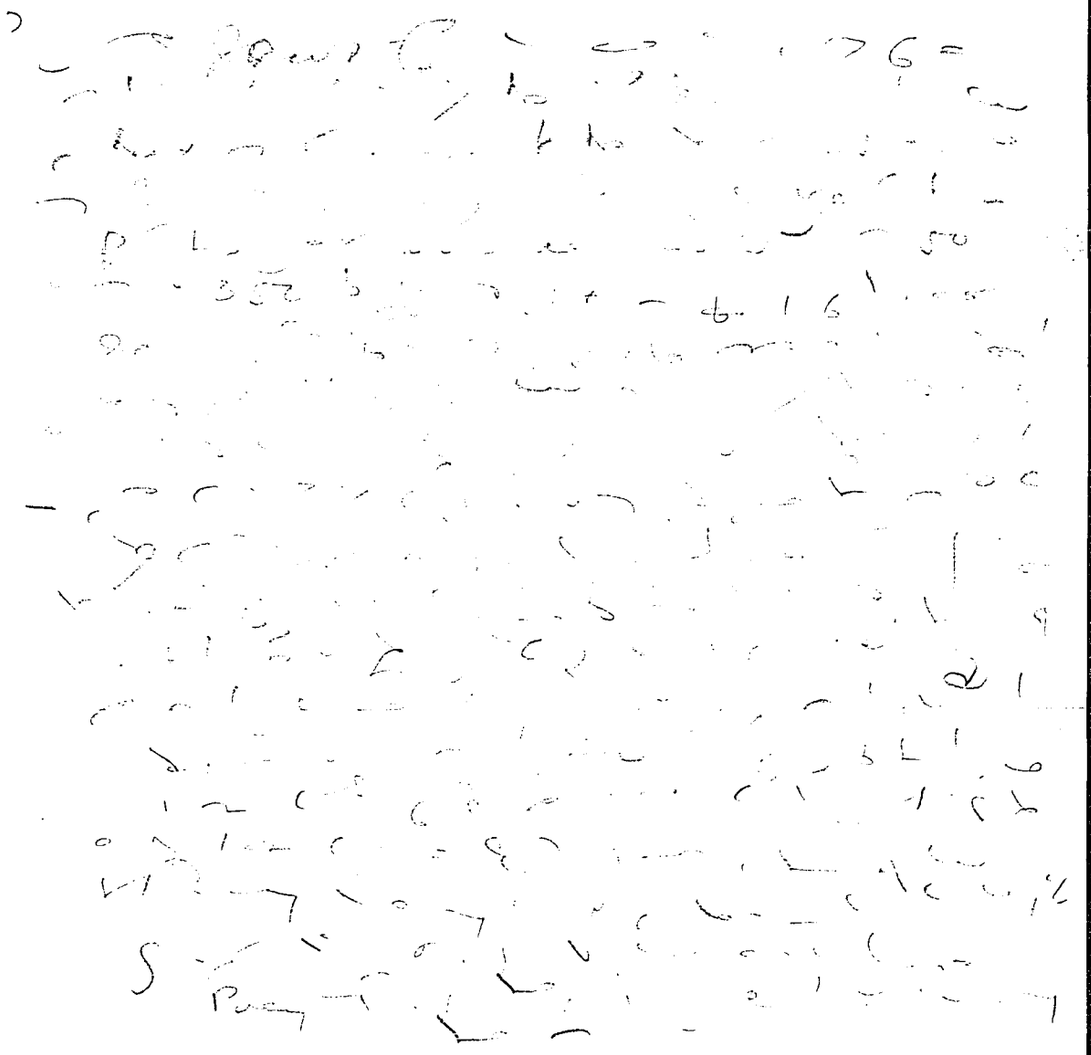
PEOPLE

vs.

Pone

[illegible]

District Attorney's Office,
City & County of
New York, _____ 189__



District Attorney's Office,
City & County of
New York, _____ 189__

District Attorney's Office,
City & County of
New York, _____ 189__

0225

J. B. Sampson	Flushing	
Jacob Dunlett	29 Union Sq	N.Y.
John E. Morgan	[illegible]	L.
J. M. Outwater	Greenville	N.J.
C. C. Clark	Allen House 1501 Broadway	N.Y. City
F. L. Manchester	409 B'way	City
R. M. Rorbach	368 "	"
T. B. Woolsey	363 Broadway	N.Y.
[illegible] Richardson	"	
J. W. Deans	353 "	"
[illegible] Offenwill	82 & 84 Nassau St	
[illegible]	319 Broadway	
[illegible]	323 Broadway	
W. A. [illegible]	317	"
J. B. Henry	317 A	"
[illegible]	301	"
[illegible] Nichols	[illegible]	
[illegible] Freeid	3 8 14	
P. M. Southmick	355	Broadway
[illegible]	379	"
C. C. Stohr	340	"
George Follett	35	Wall St
Ralph W. Smith	906	Broadway
[illegible] Brooks	429	6th St Brooklyn
Edward H. Beach	451	6th St Brooklyn
Edward C. Beach, M.D.	457	6th St "
Capt. Jno. Borger	407	" " "
[illegible] Borger	407	" " "
Albert A. Smith	425	" " "
William L. Follett	431	" " "
John H. Mugford	326	8 Street
W. B. Richardson	300	Eighth St.
O. F. Mulkins	362	Broadway

0226

E. G. Woolfolk	22 William St N.Y.
Arthur Collins	429 W 23 St N.Y.
Lewis Shinkle	160 B'way New York
G. W. Lamy	350 Broadway
Josiah Kaiser	350 Broadway
Frank Ellis	" "
E R Barker	" "
Chas Roe	340 B'way
J. A. P. Bogt	do
G. B. Taylor	52 Roseville ave Newark.
E. B. Dunham	106 Cumberland St Bklyn N.Y.
F. P. Browne	840 Broadway N.Y. City
Wm Roe	340 B'way N.Y. City
Wilcrd Scullin	340 B'way N.Y. C.
J. O. Slocum	549 W. 158 St.
A. Brancy	Broadway Cent Hotel
Jno Duffy	247 W 135 St
Thos Carrick	340 B'way N.Y. City
J. C. Sherman	347 Broadway N.Y.
Frederick E Cook	165 Garfield Pl Bklyn
G. M. Norstell	224 Church St.
Stewart W. Eames	224 Church St
L. B. French Jr.	224 " "
C A White	" " "
B. F. Emmons	405 W 162nd St N.Y.
Ed. G Hawkins	224 Church St
J. P. Owen	" " "
Peter T. Clark	" " "
A. L. Butler	" " "
C. S. Kenaston	" " "
Geo. A. Lane	" " "
J. N. Smitzer	" " "

0227

J. B. Sampson	Flushing
Jacob Dindell	29 Union Sq N.Y.
[illegible]	[illegible]
D. W. Outwater	Greenville N.J.
C. C. Clark	Albany House 1501 Broadway New City
F. L. Manchester	409 B'way City
R. M. Rorbach	368 " " "
T. B. Woolsey	363 Broadway N.Y.
[illegible] Richardson	"
J. W. Deans	353 "
[illegible] Coffeenill	82 & 84 Wall St
[illegible]	319 Broadway
[illegible]	323 Broadway
W. A. Sherwood	317 "
J. B. Henry	317A "
[illegible]	301 "
[illegible]	
P. M. Southmick	335 Broadway
[illegible]	319 "
[illegible]	340 "
George Jewett	73 West St
Ralph M. Smith	406 Bedford
[illegible] Brooks	429 6th St Brooklyn
Edward H. Leach	451 6th St Brooklyn
Edward C. Bonnell, MD	46 [illegible]
Capt. Jno. Barker	417 " " "
[illegible] Barker	417 " " "
Albert U. Smith	425 " " "
William A. Follett	431 " " "
John H. Mugford	326 8th Street
W. B. Richardson	300 Eighth St
O. F. Mulkins	362 Broadway

0228

E. G. Woolfolk	22 William St N.Y.
Arthur Collins	42 W 22 St N.Y.
Lewis Shinkle	350 Broadway New York
L. W. Lamy	350 Broadway "
Isaiah Kelly	350 Broadway "
Frank Kelly	" " "
E. R. Barker	" " "
Chas. Kyle	340 Broadway "
Jas. Boyd	do "
G. B. Taylor	52 Roseville Ave Newark.
E. B. Dunham	106 Cumberland St Bklyn N.Y.
T. P. Brooney	340 Broadway N.Y. City
Wm. Roe	340 Broadway N.Y. City
Wilcox Scullin	340 Broadway N.Y.C.
J. O. Slocum	549 W. 158 St.
A. Swanzy	Broadway Cor 116 St
Jno. Duffy	247 W 135 St
Wm. Carrick	340 Broadway N.Y. City
J. C. Sherman	347 Broadway N.Y.
Frederick E. Cook	165 Garfield Pl. Bklyn
G. M. Morstell	224 Church St.
Stewart W. Cramer	224 Church St.
L. B. French Jr.	224 " "
C. A. White	" " "
R. F. Cummer	40 Tec - 62nd St N.Y.
Ed. G. Hawkins	224 Church St
J. P. Owen	" " "
Peter T. Clark	" " "
A. L. Butler	" " "
C. H. Kennedy	" " "
Geo. A. Lane	" " "
J. N. Snitzler	" " "

0229

J. W. Macully	224 Church St N.Y.
Henry Dodd	" " " "
Charles H. Lynch	" " " "
John O'Sullivan	" " " "
David Wils	" " " "
H. A. Harlow	" " " "
F. Goldstein	224 Church " " " "
L. Wolfson	585 Broadway
Geo. Cohen	113 Broadway
L. le DeGrom	8 Park Pl
Geo. R. Schaumburg	Mallory Line Pier 20 E.R.
Geo. Schlom	Mallory Line " "
Hugo V. Sass	Mallory Line Pier 20 E.R.
Geo. R. Mecray	Pier 20 E.R.
Geo. H. Ogden	809 Bloomfield St Hoboken N.J.
Henry Fowler Jr	Mallory Line Pier 20 E.R.
N. L. Cormode	" "
Edward Houseman	Mallory Line "
Thos. M. Bartlett	Director S.S.Co "
T. L. Hoagland	449 9th St.
C. J. Hoagland	"
[illegible]	439 9th Street Brklyn
Thomas F. Bond	456 9th St.
Alfred A. Garcia	[illegible]
William F. Fuller	470 5th Street
Wm. Freitag	400 Seventh
John McCormick	448 7th St
Geo. P. Drusch	Chesapeake & Ohio Ry 362 River N.Y.
Jos. Samuelsohn	Exporter 200 Church St N.Y.
E. Henderson	Adams Exp RR 261 Broadway
F. Storey	Dept Trades Dept 235 do

We respectfully pray this Court to extend to Simon Poey, that clemency and mercy which we must all ask of that Great Judge, who will pass upon our destinies

Burdened with a Wife and ten children, this man, now bordering on old age, was tempted by a desire to enable them to live amid respectable surroundings, and to start out in the battle of life, with a fair education.

He was weak, lamentably weak, but in his nature there was nothing vicious. Not a dollar has gone for Gambling, Speculation or Riotous Living, but all for his helpless wife and children.

Extend to him therefore, the Clemency placed in your hands by a Merciful Creator.

Frank M. Connell	C & O Ry 362 Bway.
[illegible]	I Gn N R 391 "
[illegible]	Mellen & Ainsie 361 B'way
Robert Mannys	[illegible]
[illegible]	[illegible]
Wm. F. Stevenson	Lam Pac Ry
[illegible]	353 B'way
C. Burrill	Ore. Pac & O. R R Co.
[illegible]	353 Broadway
[illegible]	347 Broadway
Lichtschlagen & Co	348 Broadway
Frank S. Lewin	347 Broadway
[illegible]	343 Broadway
[illegible]	343 Broadway
Andrew Borland	323 Broadway
[illegible]	362 Broadway
Edward Alexander	Whitestone Land Co. R.R.
Oliver Jaff	Whitestone Land Co. R.R.

0231

J. B. Sampson	Flushing
Jacob Dundell	29 Union Sq N.Y.
[illegible]	[illegible]
D. M. Outwater	Greenville N.J.
C. C. Clark	Albion House 1501 Broadway N.Y. City
F. L. Manchester	409 B'way City
R. M. Rorbach	368 " "
T. B. Woolsey	363 Broadway N.Y.
[illegible]	"
J. W. Deacon	333
C. A. A. Offenwill	82 & 84 Nassau St
[illegible]	319 Broadway
[illegible]	323 Broadway
[illegible]	317
J. B. Drury	317 A
[illegible]	301
[illegible]	
D. M. Southwick	335 Broadway
[illegible]	379 "
[illegible]	340 "
George Follett	[illegible] West St
Ralph M. Smith	406 [illegible]
[illegible] Brooks	429 [illegible] Brooklyn
Edward H. Leach	451 6th St Brooklyn
Edward C. Branch, M.D.	46 [illegible]
Capt. Jno. Borgen	4407 " " "
[illegible] Borgen	4407 " " "
Albert C. Smith	425 " " "
William A. Follett	431 " " "
John H. Mugford	324 8 Street
W. B. Richardson	300 Eighth St.
O. F. Mertens	362 Broadway

0232

[illegible] 80 Wall St

Pedro Ponce de Leon 40 Broadway

Julio C. Ponce de Leon 40 Broadway

J. C. Carbonell Mutual Life I. Co.

F. [illegible] 167 Water

Ricardo Acosta 140 Pearl St.

A. J. Lincoln 101 Wall St

52 Wall St.

Jules Lagarde — 97 Water St

Shelby Rainsford & Co 101 Wall St

W. F. Cogswell 31 Pine St.

[illegible] for Mutual Life

Johnson Kelly & Muller 37 Wall St.

H. P. Tinker & Co. 50 Broad St.

William F. Armstrong 110 Wall

Rankle, Smith & Co. 15 Wall

James Walsh & Son 5 Wall St

Collins Morrison 89 Wall St

Gonzalo O'Neill de Tejeda

[illegible] 5 Bowling Green

Longmand Martinez 207 Pearl St

We respectfully pray this Court to extend to Simon Pocy, that clemency and mercy which we count our only by that Great Judge, who will pass upon our destinies.

Burdened with a wife and few children, this man now bordering on old age, was tempted by a desire to enable them to live amid respectable surroundings and to start out in the battle of life, with a fair education.

He was weak, lamentably weak, but in his nature there was nothing vicious. Not a dollar has gone for Gambling Speculation or Riotous living, but all for his helpless wife and children.

Extend to him, therefore, the Clemency placed in your hands by a Merciful People.

Chas O'Connor 11 Wall St
Wayson & Bailey 76 Wall St New York
Antonio Gonzalez 180 Pearl St.
Joseph A. Teya 187 Pearl Street.
J. E. Deshermine 254 W. 136th
J. Camerozo 5 Bowling Green
Scott Martin & Gonzales
attys & Counsellors at Law 35 Broadway
Leopoldo de Arrastia — 705 DeKalb ave. B'klyn N.Y.
Juan N. Navarro — 35 Broadway
Máximo F. G. — 104 John St
Muller & Muller 84 Wall
Smith M. Castillo
Manager Spanish Dept. Mutual Reserve Life } 38 Park Row Room 70
Rosenbrock — 46 Exchange Place
Joaquin F. Mora 636 Broadway
F. Miranda Esq 222 Pearl
J. McManemendez & Co 222 Pearl St.

0234

S. McFarlane 104 Trowel

Jules Lagrange 97 Waterst

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Simon Levy

The Grand Jury of the City and County of New York, by this indictment, accuse Simon Levy of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said Simon Levy,

late of the City of New York, in the County of New York aforesaid, on the third day of September in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the clerk and servant of William N. J. Hughes, Henry P. Booth and James E. Ward, co-partners

and as such clerk and servant then and there having in his possession, custody and control certain goods, chattels and personal property of the said William N. J. Hughes, Henry P. Booth and James E. Ward the true owner thereof, to wit: the sum of two hundred and sixty dollars in money, lawful money of the United States of America, and of the value of two hundred and sixty dollars,

the said Simon Levy afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said William N. J. Hughes, Henry P. Booth and James E. Ward of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said William N. J. Hughes, Henry P. Booth and James E. Ward did then and there and thereby feloniously steal, 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.

151

Witnesses:

John W Barrett

Counsel.

Filed, 17 day of Nov 189 2

Pleads,

THE PEOPLE

vs.

Simon Sorey

(5 Cases)

Grand Larceny, 2nd degree

(MISAPPROPRIATION.)

(Sections 528 and 53 / of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E Poillon

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Simon Pacy

The Grand Jury of the City and County of New York, by this indictment, accuse Simon Pacy of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said Simon Pacy

late of the City of New York, in the County of New York aforesaid, on the 17th day of May, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the clerk and servant of William H. T. Hughes, Henry P. Booth and James E. Ward, co-partners

and as such clerk and servant then and there having in his possession, custody and control certain goods, chattels and personal property of the said William H. T. Hughes, Henry P. Booth and James E. Ward the true owner thereof, to wit: the sum of one hundred and forty dollars in money, lawful money of the United States of America and of the value of one hundred and forty dollars;

the said Simon Pacy afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said William H. T. Hughes, Henry P. Booth and James E. Ward of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said William H. T. Hughes, Henry P. Booth and James E. Ward did then and there and thereby feloniously steal, 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.

150

Witnesses:

John W. Barrett

Counsel.

Filed, 18 day of Nov 1892

Pleads,

THE PEOPLE

vs.

Simon Voey

(5 Cases)

Grand LARCENY, 3rd degree.
(MISAPPROPRIATION.)
(Sections 528 and 537 of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Pulton

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Simon Casey

The Grand Jury of the City and County of New York, by this indictment, accuse Simon Casey of the CRIME OF grand LARCENY, in the second degree, committed as follows:

The said Simon Casey,

late of the City of New York, in the County of New York aforesaid, on the seventh day of December, in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, being then and there the clerk and servant of Henry P. Booth, William H. T. Hughes and James E. Ward, co-partners, doing and transacting business in said City under the name and style of James E. Ward and Company, and as such clerk and servant then and there having in his possession, custody and control certain goods, chattels and personal property of the said Henry P. Booth, William H. T. Hughes and James E. Ward, the true owners thereof, to wit: the sum of sixty dollars in money, lawful money of the United States of America, and of the value of sixty dollars,

the said Simon Casey, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money to his own use, with intent to deprive and defraud the said Henry P. Booth, William H. T. Hughes and James E. Ward of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said Henry P. Booth, William H. T. Hughes and James E. Ward, did then and there and thereby feloniously steal, 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.

148

Witnesses:

John W Barrett

Counsel.

Filed 18 day of Nov 189 2

Pleads,

THE PEOPLE

vs.

P

Simon Poey

(5 cases)

LARCENY, [illegible]

(MISAPPROPRIATION.)

(Sections 528 and 531 of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E Sullivan

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Simon Joey

The Grand Jury of the City and County of New York, by this indictment, accuse Simon Joey of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said Simon Joey

late of the City of New York, in the County of New York aforesaid, on the 12th day of August in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the clerk and servant of William N. J. Hughes, Henry P. Booth and James E. Ward, copartners

and as such clerk and servant then and there having in his possession, custody and control certain goods, chattels and personal property of the said William N. J. Hughes, Henry P. Booth and James E. Ward the true owner thereof, to wit:

the sum of one hundred and eighty dollars in money, lawful money of the United States of America, and of the value of one hundred and eighty dollars;

the said Simon Joey afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said William N. J. Hughes, Henry P. Booth and James E. Ward of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said William N. J. Hughes, Henry P. Booth and James E. Ward did then and there and thereby feloniously steal, 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.

149

Witnesses:

John W. Barnett

Counsel.

Filed, 18 day of 10 189

Pleads,

THE PEOPLE

vs.

Simon Levy

(5 cases)

LARCENY, [illegible]
(MISAPPROPRIATION.)
(Sections 528 and 53 of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Robert E. Pojeau

Foreman.

Pleads [illegible] 2 [illegible]

1 yr [illegible]

to commence at termination of [illegible]

0243

(522)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Simon Cosey

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Simon Cosey

of the crime of Forgery in the third degree,

committed as follows:

The said Simon Cosey,

late of the City of New York, in the County of New York aforesaid, on the Eighteenth day of December, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being in the employ of a certain partnership then and there doing business by the name and style of James E. Ward and Company as a clerk and servant, and having on said

day, by virtue and pursuant to his employment, received and taken into his possession for and on behalf of the said partnership the sum of one hundred and eighty dollars in money, lawful money of the United States of America and of the value of one hundred and eighty dollars, the said Simon Posey, did then and there, knowingly the said sum of money in his possession custody and control as such clerk and servant, the same from the money and property of said partnership, feloniously appropriate the same to his own use with intent to deprive and defraud the said partnership of the same, and of the use and benefit thereof.

And, it forms then and there the duty of the said Simon Posey then and there to make true entry of the receipt by him of the said sum of money for and on behalf of the said partnership in a certain book of accounts belonging to and appertaining to the business of the said partnership, called

the cash book, made, written and kept by him by virtue of his said employment, he the said Denis Carey, with intent to defraud, and to conceal the said larceny and misappropriation of money so committed by him as aforesaid, feloniously did then and there wilfully omit to make true entry in the said cash book, of the receipt by him of the said sum of money for and on behalf of the said corporation as aforesaid; 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.

DeLancey Nicoll.

District Attorney.

0246

BOX:
503
FOLDER:
4584
DESCRIPTION:
Porter, Henry
DATE:
11/16/92

4584

Witnesses:

John Nelson

Jos Weinch

103 Barnett Sellman

Counsel, 101 W 19

Filed 16 day of Nov 189 2

Pleads, Not guilty 17

THE PEOPLE

38 Hudson
510 Porter

vs.

Henry Porter

Burglary in the Third Degree.
[Section 498, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Poillon

Foreman.

Part 3. Nov 22/92.
Tried and Convicted.
P. stole Larceny.
with recommendation
90 days to C.P.F.

0248

Police Court 2 District.

City and County of New York, } ss.:

John Nelson

of No. 92 6th Avenue Street, aged 30 years, occupation Mens furnishing goods dealer being duly sworn deposes and says, that the premises No 92 6th Avenue Street, in the City and County aforesaid, the said being a three story brick building

and which was occupied by deponent as a store on the first floor

~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking a window frame of a show window of said store fronting on 6th Avenue

on the 11 day of November 1882 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Under ~~[illegible]~~ clothing and suspenders of the value of about five dollars.

the property of Nelson J. Heuberger, deponent firm

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Henry Porter

for the reasons following, to wit: Deponent left the said premises securely locked and closed at the hour of 9.30 p.m. on Nov 10, and deponent is informed by Joseph Weisrich now here that about the hour of 2.30 o'clock a.m. on Nov 11 he saw the defendant and another man not arrested near the said broken window of said premises, and the

Police Court ..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

.....

vs.

.....

..... Burglary ..... Degree.

Dated 188

..... *Magistrate.*

..... *Officer.*

..... *Clerk.*

Witnesses: .....

.....

.....

.....

.....

.....

Committed in default of $ ..... *Bail.*

Bailed by .....

No. ..... *Street.*

Defendant done a portion of the work in question but refused to complete the same. Defendant was then taken by Officer Perri to the 4th Precinct where he was searched.

Patrick Ryan

Patrick Ryan

William J. Fellows

6820

0250

CITY AND COUNTY OF NEW YORK, } ss.

1877

Joseph Weinrich

aged 27 years, occupation Cigar of No. 70 Suffolk Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Chas. Reilly and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 11 *day of* Nov *189*2 } Joseph Weinrich

John Ryan *Police Justice.*

0251

Sec. 198—200.

1882

District Police Court.

City and County of New York, ss:

Henry Porter 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 a 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. Henry Porter

Question. How old are you?

Answer. 3 years

Question. Where were you born?

Answer. New York

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

Answer. 210 Hudson 2 years

Question. What is your business or profession?

Answer. [illegible]

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

Henry Porter

Taken before me this [illegible] *day of* [illegible] *189*

[illegible] *Police Justice.*

0252

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 [illegible]

guilty thereof. I order that he be held to answer the same, and he be admitted to bail in the sum of [illegible] *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, ... *189* [illegible] *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.*

0253

1412

Police Court--- 9 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Nelson
92 Gates
Henry Otto

2

3

4

Offense

Dated, ... 189

... Magistrate.

... Officer.

... Precinct.

Witnesses Joseph Kinch
No. 90 - Street.

No. ... Street.

No. ... Street.

$ 1000 to answer

BAILED,

No. 1, *by* .....

Residence ..... *Street.*

No. 2, *by* .....

Residence ..... *Street.*

No. 3, *by* .....

Residence ..... *Street.*

No. 4, *by* .....

Residence ..... *Street.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Henry Porter

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

Henry Porter

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said Henry Porter

late of the 15th Ward of the City of New York, in the County of New York aforesaid, on the eleventh day of November in the year of our Lord one thousand eight hundred and ninety-two in the night time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the store of one John Nelson

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said John Nelson in the said store then and there being, then and there feloniously and burglariously to 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

Henry Porter

of the CRIME OF Petit LARCENY committed as follows:

The said Henry Porter

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, in the night - time of said day, with force and arms,

ten pairs of suspenders of the value of fifty cents each pair, and divers articles of under-clothing of a number and description to the Grand Jury aforesaid unknown, of the value of five dollars

of the goods, chattels and personal property of one John Nelson

in the store of the said John Nelson

there situate, then and there being found, in the store aforesaid, 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.

THIRD COUNT:

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

Henry Porter

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Henry Porter,

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

ten pairs of suspenders of the value of fifty cents each pair, and divers articles of under-clothing, of a number and description to the Grand Jury aforesaid unknown, of the value of five dollars

of the goods, chattels and personal property of John Nelson

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said John Nelson

unlawfully and unjustly did feloniously receive and have; (the said Henry Porter

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

DE LANCEY NICOLL,
District Attorney.

0257

BOX:
503

FOLDER:
4584

DESCRIPTION:
Potruch, Alexander

DATE:
11/18/92

4584

Witnesses:

Meil Friedberg

162

Counsel, Nadelhoffer

Filed 18 day of Nov 1892

Pleads, Guilty

THE PEOPLE

vs.

Alexander Patruch

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 531 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Pollon
Foreman.

Pl'd Nov 28 92
Guilty and acquitted.

0259

(1365)

Police Court— 3rd District.

Affidavit—Larceny.

City and County of New York, } ss.

Michael Friedbury

of No. 7 Forsyth Street, aged 20 years,

occupation Barber being duly sworn,

deposes and says, that on or about the 12th day of October 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the day time, the following property, viz:

Five dollars lawful money of the United States

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Alexander Portruch (now here) who snatched said money from deponent's hand and ran away. Michael Friedberg

Sworn to before me, this 14 day of November 1897

Police Justice.

0260

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

Alexander Potrach 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 sees 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. Alexander Potrach

Question. How old are you?

Answer. 22 years.

Question. Where were you born?

Answer. Russia

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

Answer. 109 Madison St 4 3 mos

Question. What is your business or profession?

Answer. Clerk.

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

Answer. I am not guilty

Alex Potrach

Taken before me this 14

day of 189

Police Justice.

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

[illegible]

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of [illegible] *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 ..... [illegible] *18* [illegible] *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

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

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

0262

1000. & 1100 14th & 2 PM.

Police Court--- 3rd 3 District. 1427

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Michael Boudry
Forsyth
Edward Potrick
2
3
4
Offence Assault & Com. to Murder

BAILED,
No. 1, by
Residence Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street

Dated Nov 14 1892
Magistrate.
Smith & Ogan
Officer.
11 Precinct.
Witnesses
No. Street.
No. Street.
No. Street.
$1000 to answer

0263

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Potruch

The Grand Jury of the City and County of New York, by this indictment, accuse Alexander Potruch of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Alexander Potruch, late of the City of New York, in the County of New York aforesaid, on the 12th day of October in the year of our Lord one thousand eight hundred and ninety-two, in the day time of the said day, at the City and County aforesaid, with force and arms, the sum of two dollars in money, lawful money of the United States of America, and of the value of two dollars

of the goods, chattels and personal property of one Michael Friedberg on the person of the said Michael Friedberg then and there being found, from the person of the said Michael Friedberg 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

0264

BOX:
503
FOLDER:
4584
DESCRIPTION:
Potter, Leon
DATE:
11/11/92

4584

Witnesses:

Frank E. Saunders

73

Counsel,

Filed 11 day of Nov 1892

Pleads,

THE PEOPLE

vs.

Leon Potter

Grand Larceny, Degree. Second
[Sections 528, 531 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Poirier
Foreman.

0266

Police Court— 5 District.

City and County of New York, } ss.:

Frederick L. Saunders

of No. 55 E. 122d Street, aged 29 years,

occupation Porter being duly sworn

deposes and says, that ~~the~~ a cellar in premises No. 55 E. 122d Street, Ward

in the City and County aforesaid the said being a five story double flat brick house

~~and which was occupied by deponent as a~~

~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking the lock off of the door of said cellar.

on the 29 day of October 1892 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

One bicycle of the value of One hundred and fifty dollars.

the property of A. S. Moody and in deponents care & custody

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Leon Potter (Prisoner)

for the reasons following, to wit: that deponent discovered that said lock had been broken and said property had been taken from said cellar. and this defendant admitted and confessed in open Court in the presence and hearing of deponent and Detective John McCabe that he did burglariously enter said cellar and did feloniously take steal and

Police Court, ... District.

THE PEOPLE, &c.,
on the complaint of

.....

vs.

1 .....
2 .....
3 .....
4 .....

Offence—BURGLARY.

Dated 188

..... Magistrate.

..... Officer.

..... Clerk.

Witnesses,

No. ..... Street,

No. ..... Street,

No. ..... Street,

$ ..... to answer General Sessions.

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

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

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

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

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

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

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

Claim sworn over in Jersey City.
Witnesses: Catharina Jump & Owen Williams to appear and testify at Sessions.

Claim of John Ouis } Orred Z. Schmidt
Dis. Atty. & Warden

Police Justice

0268

Sec. 198—200.

S' District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.:

Leon Potter 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 sees 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. Leon Potter

Question. How old are you?

Answer. 19 years old

Question. Where were you born?

Answer Brooklyn

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

Answer. 0 8, 8, 1 E 2 d St 4 years

Question. What is your business or profession?

Answer. Waiter

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. I broke open this box I took the bicycle and [illegible]

Leon Potter

Taken before me this [illegible] *day of* [illegible] 189[illegible]

[illegible]

Police Justice.

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of [illegible] *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, [illegible] *189* [illegible] *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.*

0270

1400

Police Court--- 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Frederick L. Saunders
55 E. 12th
Leon Potter
1
2
3
4

Offense. Petit Larceny

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, 1898

Magistrate.

Officer. White

Precinct. Mt Eake

Witnesses Richard James

No. 277 & 27 Street.

No. Street.

No. Street.

$ 1000 to answer

Cour of General Sessions in and
For the City and County of New York.

The People,
vs.
Leon Potter.

City and County of New York, ss:

Frank Lawson being duly sworn deposes and says, that he is a citizen of the State of New York and resides in the City of New York at No West 124th. Street. That he is the Caterer of the Sagamore Club of West 124th. Street in the City of New York.

That he is well acquainted with Leon Potter and has known him for more that three years and that he has employed him to assist in the work around said Club and has never known him to be dishonest but always found him to be truthful and obedient. That so far as he has had an opportunity to observe him his past character has been good.

Sworn to before me this 14th. day of November 1892.

F. Lawson

D. Macowalsky

NOTARY PUBLIC
KINGS COUNTY
CERTIFICATE FILED IN N.Y. CO.

Court of Gen. Sessions

The People,

vs,

Leon Potter,

Affidavit of
Frank Lawson,

Court of General Sessions in and
For the City County of New York.

The People

vs.

Leon Potter.

City and County of New York ss:

Hutch~~ington~~ S. C. Bishop being duly sworn deposes and says that he is a citizen of the state of New York and resides in the City of New York. That he is the Rector of St. Philip's Protestant Episcopal Church of West 25th. Street in said City of New York.

That he is well acquainted with Leon Potter and has known him for over 5 years. That said Leon Potter is a member of the Sunday School and Guild attached to said St. Philips Church and that during the time he has known said Leon Potter he has always found him to be honest and truthful and active in Sunday School work. That up to the time of his arrest, so far as he has had an opportunity to learn, his character has been good.

Sworn to before me this
14th day of November 1892.

D. Macow Webster

NOTARY PUBLIC,
KINGS COUNTY.
CERTIFICATE FILED IN N. Y. CO.

Hutchinson S. C. Bishop

Court of Gen. Sessions,

The People,

vs.

Leon Parker.

Affidavit of
Rev. H. C. Bishop,

Court of General Sessions in and
For the City and County of New York.

- -x
:
The People, :
:
vs. :
:
Leon Potter. :
:
- -x

City and County of New York, ss:

Joseph J. Atwell being duly sworn deposes and says that he is a citizen of the state of New York and resides in the City of New York, That he is a clerk in the employ of the Manhattan Elevated Railroad Company of the City of New York at No. 71 Broadway.

That he has known Leon Potter for more than 5 years and that during that time he has always found him a quiet and upright boy. That to his knowledge and belief his character has been good.

Joseph J. Atwell.

Sworn to before me this 14th.
day of November 1892.

D. Mason Webster

NOTARY PUBLIC

Court of Gen. Sessions,

The People
vs
Leon Copper

Affidavit of Joseph Shiell.

Court of General Sessions in and
For the City and County of New York.

- -x

The People,

vs.

Leon Potter.

- -x

City and County of New York, ss:

William C. Green being duly sworn deposes and says, that he is a citizen of the State of New York and resides in the City of Brooklyn at No. 243 Nassau Street. That he is employed in the Postal Service in the City of New York and is the Guild Master of St. Philip's Protestant Episcopal Church of West 125th Street, in the City of New York.

That he is well acquainted with Leon Potter and has known him for more that 3 years and that so far as he has had an opportunity of observing him, from association in the said Guild at his home and otherwise he believes his character has been good.

Sworn to before me this 14th.
day of November 1892.

D. Mason Wessels

NOTARY PUBLIC,
KINGS COUNTY.
CERTIFICATE FILED IN N. Y. CO.

Wm. C. Greene

City of Brooklyn N.Y.
243 Nassau St

Court of Gen. Sessions –

The People,
vs,
Leon Cohen,

Affidavit of Wm. C. Greene,

0279

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Leon Potter

The Grand Jury of the City and County of New York, by this indictment, accuse Leon Potter of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Leon Potter

late of the City of New York, in the County of New York aforesaid, on the 29th day of October in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms,

one bicycle of the value of one hundred and fifty dollars

of the goods, chattels and personal property of one Frederick L. Saunders

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