

0759

**BOX:**

368

**FOLDER:**

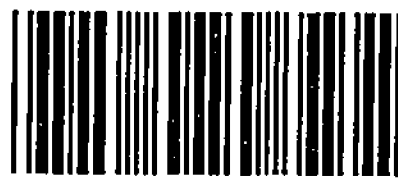
3457

**DESCRIPTION:**

Holstein, Henry

**DATE:**

10/17/89



3457

Witnesses:

Small Nicole

Counsel,

Filed 17 day of Oct 1889

Pleaded *Guilty*

THE PEOPLE

vs.

*B*

Henry Holstein

(2 cases)

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

JOHN R. FELLOWS,

District Attorney.

*Accepted Dec 17/89*

A True Bill

Foreman.

*Indictment Discontinued*

*Dec 17/89*

*Feb 1/89*

0760

0761

City and County of New York:ss

Donald Nicoll, being duly sworn, deposes and says that he carries on business at Nos. 145 and 147 Bowery in the City of New York and various other places within the United States. That he is the complainant in the matter of the People against Henry Holstein, who recently pleaded guilty in said matter.

Deponent further says that he has known said Henry Holstein for a period of about sixteen years last past, during a portion of which time said Holstein was in the employ of deponent's father and later on in deponent's personal employ up to the time of the irregularities complained of. That prior to the time that said Henry Holstein had been guilty of the said irregularities deponent had always found him to be an honest, trustworthy and diligent servant.

Deponent further says that said Holstein has made to deponent voluntary restitution of the sum of \$6000, which deponent believes is all that it is possible for said Holstein to restore.

Deponent very heartily commends him to the mercy of the court and asks that he be given an opportunity to reform

Sworn to before me this

18<sup>th</sup> day of December 1889

*Wm. W. Boynton*  
*Louise Deed*  
*N.Y. City & Co.*

*Donald Nicoll*

0762

GARDNER WETHERBEE. WILLIAM B. HAWK. ANDREW R. BLAKELY.

THE WINDSOR  
FIFTH AVENUE, NEW YORK.



HAWK & WETHERBEE.

Dec 4<sup>th</sup> 1886

Mr H. Holshien  
My Dear young Friend

I congratulate you  
upon your proposed  
change of life and  
wish you both all happiness  
it is indeed the sum  
of all human happiness  
for two young lives to  
blend into one, sharing  
each others happiness  
& sorrows, comforting  
& sustaining each other  
in all the many phases  
of our various experiences  
I have known you so  
long now and can bear  
such testimony to your



0763

worthiness of character  
that I feel towards you  
like a father and feel  
quite interested in your  
development into man  
hood & married life  
and you can always

Count me ~~among your~~  
warmest friends

give my best respects to  
the lady who is going to  
join you and express my  
regrets to her that I cannot  
be present at your wedding  
to throw rice upon you both  
or a slipper for good luck  
but you may believe that  
I sincerely wish you all  
happiness and remain

Yours very sincerely  
Alfred Howell

I had no time to buy a present but  
please get one with enclosed

0764

City & County }  
of New York } SS:

Henry Cress being duly sworn deposes  
and says; I have known Henry Holstein  
for 10 years last past and have always  
found him to be an honest upright and in-  
dustrious young man up to the time of  
his trouble and have never known  
him to have any bad habits, I have  
seen him nearly every day during the above time  
sworn to before  
me this 14<sup>th</sup> day  
of December 1889

Henry Cress

~~George Robinson~~

George Robinson,

Notary Public

N.Y. County,

0765

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Harry Holskine

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. but that I make such request, by reason of the following facts: For a period of sixteen years prior to the offense charged the defendant had been in the employ of my father and self as my Cashier for about three years and until about the time of the charge - had been a faithful and efficient employe and borne an excellent character - He has made voluntary restitution to the extent of six thousand dollars, which is amply satisfactory to me - His family and connections are among the respectable and he has a very estimable wife, to whom I believe he has conducted himself as an exemplary husband - And it is because of my desire to spare them all ~~from~~ and impairment of their standing and influence in the community and because of Mr Holskine's previous excellent character that I ask the leniency and clemency of the Court. I cheerfully withdraw my complaint against defendant

Donald Roll

Witness  
Your Obedient Servant  
J. Williams

0766

People  
against  
Holstein

\_\_\_\_\_  
Withdrawal  
of  
Complaints  
\_\_\_\_\_

Dec 5/87  
1100



## PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.

~~2~~ If this Subpoena is disobeyed, an attachment will immediately issue.

**137** Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To Donald Kiesel

of No. 145 B \_\_\_\_\_ Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, for and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 2nd day of December - 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Henry Holstein

Dated at the City of New York, the first Monday of December  
in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

OF THE PEACE.  
New York.  
.....  
Street, .....

0768

OCCIDENTAL HOTEL,  
EUROPEAN PLAN,  
BROOME STREET, CORNER BOWERY,

Single Rooms, 50, 75 and \$1.00 per day.  
Family Rooms, \$1.50 to \$3.00 per day.

C. L. CHASE, PROPRIETOR.

New York, Dec 16<sup>th</sup> 1889

To Judge Gildersleeve  
W<sup>m</sup> Sir

I have known Henry-  
Holstein for about 3 years  
and have always found  
him to be a most worth  
person. It was a great  
surprise to me to hear  
of his recent trouble.  
I am under the impression  
that if he be given a  
chance to refer he will  
redeem himself.

Yours Truly  
R. H. Olcott  
Manager

0769



M. THALMESSINGER, President.

F. BALTES, Cashier.

**MECHANICS' AND TRADERS' BANK,**

486 BROADWAY.

Cor. Broome Street.

New York, Dec 16 1889

Hon Judge Gulikens

Dear Sir

It pained me very much to learn that one whom I have known almost from childhood for the past 15 years coming to the Bank, first as I want my son to work thro' his integrity to become partner of the large establishment of Nicoll the Tailor has got into trouble.

I feel assured that if this young man with Holstein will be given another chance to redeem himself, he will again become a honorable citizen, I therefore earnestly recommend him to your Honor's mercy.

Very Respectfully  
F. Baltes (Cashier)

MECHANICS' AND TRADERS' BANK  
486 BROADWAY,  
NEW YORK.

To the Hon Judge Gulikens

0770

**No. 3846** **NEW YORK** *Sept. 16* **1889**

**MECHANICS' AND TRADERS' BANK**  
153 BOWERY.

*Pay to the order of Donald Ricoll.*

*Eight Hundred* *00/100* **DOLLARS.**

*\$800.00/100* *Donald Ricoll*

Thalmessinger & Mendel 257 Broadway N.Y.



0771

That call for  
400-

Donato Vicoli

0772

Police Court- / District.

Affidavit-Larceny.

City and County } ss.:  
of New York,

Donald McCall

of No. 145 Bowery Street, aged 36 years,  
occupation Tailor being duly sworndeposes and says, that on the 16 day of September 1889 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 value of Four  
hundred dollars

the property of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Henry Holstein (now here)for the reasons that the defendant  
was employed by deponent as a  
bookkeeper and on said day  
he came to deponent and stated  
that he required the sum of Eight  
hundred dollars to pay employees  
for services rendered in deponent's business.  
Deponent believing said representations to  
be true, signed his check for Eight hundred  
dollars and gave it to the defendant  
that the defendant wrote the figures  
400. on the stub of the check book  
and wrote the check for Eight hundred  
and appropriated the difference to

Sworn to before me this

1889

Police Justice.

0773

with the sum of Four hundred dollars  
to his own use.

That defendant has several other  
checks amounting in all in the sum  
of Twenty five hundred dollars which  
the defendant appropriated to his own  
use by similar pretences.

Sworn to before me  
this 7<sup>th</sup> October 1889

*W. H. Hagan*  
Police Justice

Donald Vicore

0774

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Henry Holstein* 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.

*Henry Holstein*

Question. How old are you?

Answer.

*29 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*349 East 118<sup>th</sup> St. 18 months*

Question. What is your business or profession?

Answer.

*Bookkeeper*

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 Holstein*

Taken before me this  
day of *October* 188*8*

Police Justice.

*[Signature]*



0775

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

defendant

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

Dated Dec 7 1889 G. E. Hogan Police Justice.

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

Dated Dec 7 1889 G. E. Hogan 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.

0776

7-1-7x3 (166x

Bond renewed Oct. 18/89  
\$6500.

BAILED

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

No. 4 by

Residence

Police Court---

1524  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Ronald Nicoll

Henry Holstein

2

3

4

Dated

Oct 7

1889

Magistrate.

Precinct.

Witnesses

No.

Robert C. ...

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

No. 1 by

Residence

\$2000 to answer

Bailed

0777

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Henry Holstein

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. but that I make such request by reason of the following facts. For a period of sixteen years prior to the offence charged the defendant had been in the employ of my father and self and my brother for about three years and until about the time of the charge had been a faithful and efficient employe and borne an excellent character. He has made voluntary restitution to the extent of six thousand dollars which is amply satisfactory to me. His family and connections are eminently respectable and he has a very estimable wife to whom I ~~am~~ believe he has conducted himself as an exemplary husband, and it is because of my desire to spare them all pain and impairment of their standing and influence in the community and ~~deduce~~ <sup>character</sup> of Mr Holstein previous excellent that I ask the leniency and clemency of the Court. I cheerfully withdraw my complaint against defendant.

Witness

Wm. P. Williams

Donald T. Cole

0778

Pepe  
ap  
Halestein

Wither  
of  
Complaint

Rec-25/89



0779

In re Henry Holstein

Statement for the District Attorney's Office.

Donald Nicoll the complainant in above matter, carries on business at 145 & 147 Bowery and 771 Broadway in the City of New York, and has various branch stores: one in Washington, D. C.; one in Pittsburg, Pa.; one in Hartford, Conn.; one in Boston, Mass., and one in Rochester, N. Y., and one in Brooklyn, N. Y.

Henry Holstein was up to within a very short time of his arrest, cashier for said Donald Nicoll and as said cashier had direct charge of the banking of all checks and moneys and the drawing of all checks intended to be signed by Mr. Nicoll. There was a distinct account kept by Henry Holstein in Mr. Nicoll's business, which account was called the wages account.

On the 16<sup>th</sup> of September 1889 Holstein made out a check in this account for the sum of \$800, which was signed by Mr. Nicoll. In the stub from which this check was taken he marked the sum of \$400, as having been drawn and the difference between the 800 and the 400 he appropriated to his own use. This he has admitted to Mr. Nicoll and to Mr. Higgins Mr. Nicoll's bookkeeper and to the Detective Officer who arrested him.

On the 18<sup>th</sup> of September 1889 said Henry Holstein entered in his cash book what purported to be a cash deposit of \$400, instead of depositing this cash he appropriated it to his own use and in its place deposited some checks

0780

which came in from various branch stores of Mr. Nicoll  
The deposit slip, which is in his own handwriting, shows  
that checks were deposited and not cash and Mr. Nicoll has  
the vouchers returned by the bank, showing exactly what  
the deposit was and ~~what~~ slip was drawn by Holstein.

0781

Police Court—

District.

Affidavit—Larceny.

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

of No. 62 West 80<sup>th</sup> Street, aged 36 years,  
 occupation Trailer being duly sworn  
 deposes and says, that on the 18<sup>th</sup> day of September 1889 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:

Gold and silver money of the  
United States to the amount and  
of the value of four (4) hundred  
dollars

the property of deponent

and that this deponent  
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
 and carried away by Henry Holstein, from

the fact that said deponent  
was then Book-Keeper and  
Cashier in the employment  
of deponent.

That the Books kept by said  
deponent show that on  
the said day he received  
as Cashier said amount of  
money property of deponent.  
That he has failed to account  
for the same or to deposit  
said money in Bank as was  
his duty to do, and deponent  
charges that he has stolen

Subscribed and sworn to before me this

day

Police Justice

0782

Said money and converted the  
same to his own use.

Therefore pray he may be  
arrested and dealt with as  
the law may direct.

Signed before me this {  
9<sup>th</sup> day of October 1889 { Donald Tuell

J. S. Hazen  
Police Justice

JAMES S. LEHMAIER.

WM. P. WILLIAMS.

Notifies Atty, of any action of Def.

LEHMAIER & WILLIAMS (Attos & Co)

ATTORNEYS AND COUNSELLORS AT LAW,

Vanderbilt Building,

132 NASSAU STREET,

ROOMS 81-82.

Atty for Pros-

NEW YORK.



0783

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*Henry Holstein* 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.

*Henry Holstein*

Question. How old are you?

Answer.

*29 years of age*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*347 East 118 St. 18 months*

Question. What is your business or profession?

Answer.

*Book-keeper*

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 Holstein*

Taken before me this 9<sup>th</sup> day of October 188

Police Justice

0784

Sec. 151.

Police Court 1 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police*  
*Justices* for the City of New York, by Donald Nicoll  
of No. 62 East 80 Street, that on the 18 day of September  
1889 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the  
United States to the amount and  
of the value of four (4) hundred Dollars,  
the property of said Donald Nicoll  
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by Henry Holstein

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant  
and forthwith bring him before me, at the First 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 9 day of September 1889  
[Signature] POLICE JUSTICE.

0785

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

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

Dated October 9 188 9 Edgar 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.



0786

Bond Renewed Oct. 18/89  
for \$6,500.

BAILED,

No. 1, by *Catharine Brubacher* \$9,500

Residence *14 Forsyth Street.*

No. 2, by *Annie R. Holsten* \$3,500

Residence *347 E. 118th Street.*

No. 3, by

Residence Street.

No. 4, by

Residence Street

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Donald Macell*  
*62 East 80th*

*Henry Holstein*

2

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Dated

*October 9th* 1889

*Hogan* Magistrate.

*McNaughton* Officer.

*C. Co.* Precinct.

Witnesses *Robert C. Smith*

*Receives Teller*  
No. *collectors' shades Bank Street.*

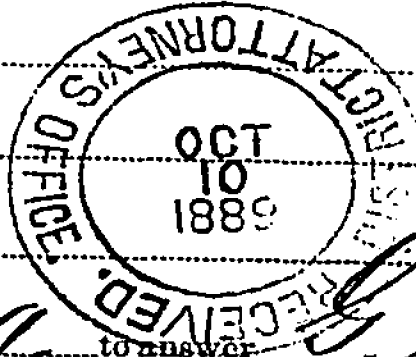
No. Street.

No. Street.

\$ *2000* to answer

*Bailed*

*Robert*





0787

**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 Holstein*

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

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

The said *Henry Holstein*,

late of the City of New York, in the County of New York aforesaid, on the  
*sixteenth* day of *September*, in the year of our Lord  
one thousand eight hundred and eighty-nine, at the City and County aforesaid, being  
then and there the clerk and servant of *one Donald Nicoll*,

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

*Donald Nicoll*,

the true owner thereof, to wit: *the sum of four hundred*  
*dollars in money, lawful money of the*  
*United States of America, and of*  
*the value of four hundred dollars,*

the said *Henry Holstein*, 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 *Donald Nicoll*,  
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and  
personal property of the said *Donald Nicoll*,

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.

~~JOHN R. FELLOWS,~~

~~District Attorney.~~

0788

Second COUNT:—

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

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

The said Henry Holstein , —

late of the City of New York, in the County of New York aforesaid, on the nineteenth  
day of September, in the year of our Lord one thousand eight hundred and  
eighty- nine , at the City and County aforesaid, with force and arms,

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

of the goods, chattels and personal property of one Donald Tholl, —

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.

John R. Fellows,  
District Attorney.

0789

At appearing that there are  
other charges against defendant  
amounting to \$1000.00 to a total  
of \$1500.00. Paul increased  
to \$6500.00. Donald Nicoll

150

B. W. Moore 1/18/89

Counsel,

Filed 17 day of Oct 1889  
Plends, *Chargedly* 1/18/89

(Sections 628 and 631 of the Penal Code)  
(MISAPPROPRIATION)  
MISAPPROPRIATION, 2nd degree

THE PEOPLE

vs.

Henry Holstein  
(arrested)

W. Conrad 1/18/89

John R. FELLOWS  
District Attorney  
Nov 13 1889

off for the Attorney  
order of 1st Co. D.

A True Bill.

McL. Cole Foreman.

F. C. Moore 1/18/89

0790

**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 Holstein*

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

The said *Henry Holstein*,  
late of the City of New York, in the County of New York aforesaid, on the  
*eighteenth* day of *September*, in the year of our Lord  
one thousand eight hundred and eighty-nine, at the City and County aforesaid, being  
then and there the clerk and servant of *one Donald Nicoll*,

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

*Donald Nicoll*,  
the true owner thereof, to wit: *the sum of four hundred*  
*dollars in money, lawful money of the*  
*United States of America, and of the*  
*value of four hundred dollars,*

the said *Henry Holstein*, 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 *Donald Nicoll*,  
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and  
personal property of the said *Donald Nicoll*,

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.

**JOHN R. FELLOWS,**  
**District Attorney.**



0791

Second COUNT:—

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

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

The said Henry Holstein, ———

late of the City of New York, in the County of New York aforesaid, on the eighteenth  
day of September, in the year of our Lord one thousand eight hundred and  
eighty- nine, at the City and County aforesaid, with force and arms.

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

of the goods, chattels and personal property of one Donald Nicoll, }

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.

John R. Fellows,  
District attorney.

0792

**BOX:**

368

**FOLDER:**

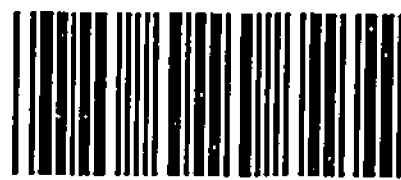
3457

**DESCRIPTION:**

Hoppe, Christopher

**DATE:**

10/10/89



3457

0793

Witnesses:

Aug. 2. Wilson  
Off. sec. for county children  
Mr. Carroll  
Kate Carroll

453 J. H. K.

Counsel,  
Filed 10 day of Oct 1889  
Pleads, Myself.

THE PEOPLE  
vs.  
Christopher Hoppe  
VIOLATION OF EXCISE LAW.  
(Selling to minor.)  
[III Rev. Stat. (7th Ed.) p. 1882, § 15.]

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

W. L. Cole, Foreman.

Complaint sent to the Court  
of Special Sessions,  
Part III, N. N. N. 1.9. 1889.

0794

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Christopher Hoppe*

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

*Christopher Hoppe*

of a MISDEMEANOR, committed as follows:

The said

*Christopher Hoppe*

late of the City of New York, in the County of New York aforesaid, on the

*twenty first* day of *September* in the year of our Lord  
one thousand eight hundred and eighty-*nine*, at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, 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

*William Carroll*  
*actually and apparently sixteen*  
who was then and there a minor under the age of ~~fourteen~~ years, to wit: of the age of

*fifteen* years, as *he* the said *Christopher Hoppe*

then and there well knew and had reason to believe; against the form of the statute in such

case made and provided, and against the peace of the People of the State of New York,

and their dignity.

JOHN R. FELLOWS,

District Attorney.



0795

**BOX:**

368

**FOLDER:**

3457

**DESCRIPTION:**

Hosford, George T.

**DATE:**

10/23/89



3457

0796

**BOX:**

368

**FOLDER:**

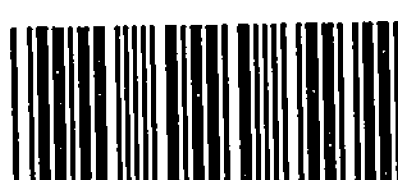
3457

**DESCRIPTION:**

Wallis, Ambrose

**DATE:**

10/23/89



3457

0797

Bail of Hector &  
fixes out of 300 \$  
23C  
J

Witnesses:

Wm H. Cranbury

There is no proof of  
guilty knowledge  
against the defend-  
ant George T. Hooford  
in possession of the  
People. I am satis-  
fied that the in-  
distinguishable  
him cannot be  
sustained, but  
as he may be needed  
as a witness against  
the defendant Wallis  
I recommend that  
the defendant Hooford  
be discharged on \$3000  
bail.  
Dated at New York, 28, 1889.  
Voluntary of George  
T. Hooford.

185 No. 1 - Eastern Rockwell  
330 Marine St Brooklyn

Counsel,  
Filed, 23 Oct 1889  
Pleads, *Not guilty - vs*

THE PEOPLE,  
vs.  
George T. Hooford  
and N.A.  
Ambrose Wallis

Forgery in the Second Degree.  
(Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS,  
District Attorney.  
*Wm. Hooford at  
Court. Plea of Not Guilty  
A True Bill.*

*Wm. Hooford*  
Foreman.  
*Not guilty - vs*  
Wm. Hooford  
May 9, 1890.

0798

2 DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF  
Wm H. Eganberry  
vs.  
Geo J. Hosford

Examination had Oct 10 1889  
Before John J. Eganman Police Justice.

I, W. L. Ormsby Stenographer of the 2 District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of Wm H. Eganberry, Alfred H. Curtis, Elias W. Rogers, Geo J. Hosford as taken by me on the above examination before said Justice.

Dated Oct 12 1889

W. L. Ormsby  
Stenographer.

John J. Eganman  
Police Justice.



0799

Police Court.

Second Dist

The People

Wm. H. Granberry

George S. Hooford

Examination Before Justice Gorman

OCT 10 1889

William H. Granberry the complaining  
witness being ~~examined~~ examined by  
Defendants Counsel before and  
says:-

2 Is this alleged forged check one  
of the checks used in your  
business?

A Yes? That is the fact.

2 You do not know this defendant  
Hooford do you?

A I met him on the day he  
was arrested.

2 That was the first time you  
saw him.

A Yes.

2 Who is Ambrose Wallis?

A He was a clerk in my employ  
two or three years.

0000

Q In whose handwriting is this check?

A In my judgement that is in the handwriting of Ambrose Wallis

Q You cannot be mistaken about that. That this is in your clerk's handwriting?

A - I might be, certainly, but I am most decidedly of the opinion that this is in his handwriting. I believe it is in his handwriting

Q You was not in the bank when it was presented?

A I was not

Q Have you any other information of your own knowledge other than what is in your affidavit?

A I pronounce that a forgery. The messenger of the bank came to my place on the 30th of September and showed that check and said it had been presented at the bank and

0001

asked whether it was good.  
He came to see whether the  
check was right.

2 That is all you know?

A I know it was not presented  
at the bank.

2 You was not there?

A No.

2 What you know besides is on  
information.

A Yes sir, particularly from  
Hosford.

2 What do you mean?

A He stated to me that he  
received this check from  
Ambrose Wallis.

2 He was your clerk?

A Yes. Hosford said he presented  
it at the bank at the  
request of Wallis for  
payment.

By the Court

2 Have you any knowledge of this  
young man Hosford?

3 A I never met him previous to this

0802

affair.

2 Do you know whether when he came in possession of this check he had any knowledge of its being forged?

A No; I do not know except what he told me that he presented the check at the request of Wallis. I have no information as to whether he was aware of its being a forgery.

2 By whom was this signature made; if you know.

A I do not know.

Re Crossecameron

2 You have no knowledge as to what his knowledge was?

A No Sir

Re the Cash

2 - Was not Wallis in the habit of signing checks for you?



A Not at that time - no.

Q He had been?

A - During the month of August, about a week, he had been authorized to fill in checks, but he had no authority to sign checks.  
 Sworn to before me this  
 10th day of October  
 1889

John Justice

Alfred H. Curtis being duly sworn as a witness for the people deposes and says:-

Q Do you know the defendant?

A No sir

Q Do you know Ambrose Wallis?

A I am certain I have seen him.

Q Have you seen the checks of William H. Granbery?

A Yes - frequently.

5 Q Do you know the handwriting

on the body of the check?

A The handwriting is more or less familiar although I cannot tell positively whose it is. I have seen the writing before.

Q The signature you do not recognize.

A No Sir: I do not.

Q Do you know defendant?

A Never saw him before. May 30th of September when he handed this check to me to be cashed. I was paying teller. The signature looked to me as if it was traced. Then I went and discovered that the number was about a hundred out of the way. I observed that the check purported to be signed by Mr. Granberry and he did not usually sign checks so I had the person watched while we sent around to Mr. Granberry.

Q How long a time elapsed from the time he came in to the

0005

time he was arrested

A 15 or twenty minutes.

Q. Continued.

Q. During all this time he was not informed of your suspicion?

A. No Sir.

Q. He had no knowledge until you told him it was a forgery?

A. I did not tell him. He was called in the front room and came in with the officer and Mr. Eganberry came in.

Q. During all that time - fifteen or twenty minutes that he waited he had no information from you respecting this check?

A. None at all.

Q. He waited 15 minutes while the officer arrested him.

A. Yes. That is all I know.

Sworn to before me this 10th day of October 1889

7

Police Justice

0006

Defendants Counsel moves that  
Defendant be discharged  
Motion denied

Alan W. Rogers being duly sworn  
and examined as a witness for the  
People deposes and says: - I  
am a Detective Sergeant. I live  
at 364 West 23d St I am  
45 years old. When I arrested  
the Defendant he said he met  
this Wallis in New stat. He  
said he did not know Wallis;  
did not know where he lived  
or anything about it. I pointed  
out afterwards that he  
did know Wallis

Cross examined

Q Did you ask him about Wallis?

A Yes.

Q And he told you he did not  
know him?

A He told me he never met  
him only in a pool room

Q You arrested him?



0007

A No: A 19th Precinct Officer  
arrested him and he was  
taken to Headquarters.

Sworn to before me this  
11th day of October 1889

Police Justice

George J. Harford being duly  
sworn as a witness in his own  
behalf deposes and says: I  
live at 1343 Herberton St,  
Brooklyn with my mother.

Q How long have you lived there?

A Three months

Q Have you ever been arrested  
before?

A No Sir

Q Where did you get the check  
from that is the subject of  
this complaint?

A I got it from Ambrose Wallis

Q How did you come to get  
it from Ambrose Wallis

A My mother received a letter

0000

on Saturday from Ambrose  
Wallis and it told me to meet  
him at the corner of Rochester  
and Fulton Streets. I went and  
waited.

Q Did you see Ambrose Wallis  
there?

A Yes. at 2 o'clock. I was  
out of work. He said he could  
get me a job of work at \$14  
a week. He wanted me to come  
over and see him. I came  
over and went up to Evansburg  
Office. Just as I got to the  
door he said he had work  
busy and he wanted to go  
up Fifth Avenue, and he  
had two checks to get cashed.  
He asked me to get one  
check cashed for him. He  
gave me the check and I  
went around and presented  
it.

10 Q You waited 15 minutes while  
the Speer came and arrested

0009

you?

A Yes Sir

Q Did you have any conversation with Wallis about the check?

A No Sir

Q You had never seen it before?

A No Sir

Q You know nothing as to who the check was made by?

A No Sir.

Q Did you write any part of it?

A No Sir.

Q You never signed it, or wrote in the body of it?

A No Sir

By the court

Q Did you not suspect when you were detained that the check was not right?

A I did not know I never went to a bank before to cash a check

Sworn to before me this 10th day of October 1934

11

Police Justice

08 10

William H. Granberry recalled by  
Defendants Counsel:-

- Q Is Ambrose Wallis still in  
your employment?
- A No! he discharged himself.
- Q When?
- A I have not seen him since  
this occurred.

Arrived before me this  
10<sup>th</sup> day of October 1883.

Police Justice  
Dft held to answer \$1000 bail



0811

<i>Wm. C. Grunberg &amp; Co.</i> No 18 NEW STREET	No. 81432	New York. Sept 30 <sup>th</sup> 1889
	<b>The Bank of the State of New York</b>	
	Pay to the order of Bearer	
	Eight hundred & no.	
	In Current Funds	Dollars
	\$ 500 #	<i>Wm. C. Grunberg &amp; Co.</i>
	<small>Charles A. Seaming, 40 Exchange Place, N.Y.</small>	

0812

Police Court, 2 District.

City and County }  
of New York, } ss.

of No.

occupation

that on the

York, in the County of New York,

Street, aged

being duly sworn, deposes and says,

1889 at the City of New

George W. Rosford (now deceased) and  
Ambrose Wallin not now arrested  
did make forge and utter a forged and  
fraudulent instrument in writing purporting  
to be a check on the Bank of the State of New  
York payable to the order of Beaver for Eight  
Hundred Dollars in current funds and  
signed W. H. Granbery & Co with intent to cheat  
and defraud in violation of Section 510  
of the Penal Code of the State of New York  
for the reasons following to wit; that  
deponent was informed by Edw. J. A. Hunter

0813

of the Penal Code of the State of New York  
for the reasons following to wit; that  
deponent was informed by ~~Alfred H. Curtis~~  
~~paying~~ teller of the Bank of the State of  
New York that the defendant presented  
the Annexed check to Mr Alfred H Curtis  
paying teller of said Bank for payment  
Deponent further says that deponent never  
signed said check or authorized defendant  
or any other person to sign said check and that  
the signature to said check is a forgery  
Defendant admitted and Confessed in open  
Court that the said Annexed check was given  
to defendant by Ambrose Wallis to present  
to said Bank for payment

Sworn to before me this

1<sup>st</sup> day of Oct 1889

Subscribed to before me

this 1<sup>st</sup> day of Oct 1889

A. H. Cranberry

John J. Gorman

Police Justice



0814

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 35 years, occupation Family Recor. Bk. Stg. of No. 33 William Street, being duly sworn deposes and

says, that e has heard read the foregoing affidavit of William H. Granberg  
and that the facts stated therein on information of deponent are true of deponents own  
knowledge.

Sworn to before me this

day of Oct 1887

M. H. Smith

Shown to before me  
This 10<sup>th</sup> day of October 1887  
John Morgan  
Recorder



0015

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

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

Question. What is your name?

Answer. *George X Kosford*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Brooklyn*

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

Answer. *1383 Herkimer St Brooklyn 3 months*

Question. What is your business or profession?

Answer. *Painter*

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*

*Geo T. Kosford.*

Taken before me this

day of

188

Police Justice.

0816

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.....

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

Dated Oct 10<sup>th</sup> 1889 John Johnson 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.

08 17

22000, bail  
Oct 2 - 3.30 PM  
" 8th 3. PM  
" 10 3 PM

\$300 Cash deposit  
by Selma Petty  
1383 Hickman St. Brooklyn  
Oct 29/89  
BAILED  
No. 1, by  
Residence 917 Gates ave.  
near feed ave Street.

No. 2, by  
Residence Brooklyn Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

The Justice presiding  
at this Court in my  
absence will please  
hear and determine  
the within case

J. Henry Bond  
Police Justice

Police Court---

2 1546 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William H Granbery  
vs. new  
George J. H. Foster

Dated Oct 1st 1889

Silas Rogers  
Magistrate.  
Officer.

Witnesses  
No. 33 William Street.

Francis Brown  
No. Street.

No. \$1000 to answer

Casa



Long  
& mt.



0018

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George T. Hasford  
and  
Ambrose Wallis

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

George T. Hasford and Ambrose Wallis  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

George T. Hasford and  
Ambrose Wallis, both  
late of the City of New York, in the County of New York aforesaid, on the  
thirtieth day of September in the year of our Lord  
one thousand eight hundred and eighty-nine with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, to wit: an  
order for the payment of money  
of the kind commonly called bank cheques  
which said forged bank cheque  
is as follows, that is to say:

No. 81432

New York, Sept 30th 1889

The Bank of the State of New York

Pay to the order of Bearer

Eight hundred & 00/100 Dollars

in current funds.

\$800.00

W. H. Granberg & Co

with intent to defraud, 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.



08 19

SECOND COUNT:—

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

*George T. Hasford and Ambrose Wallis*  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *George T. Hasford and Ambrose Wallis*, both 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, did feloniously utter, dispose of and put off as true a certain forged instrument and writing, *to wit: an order for the payment of money of the kind commonly called bank cheques* which said forged *bank cheque* is as follows, that is to say:

No. 81432. New York, Sept 30th 1889.

The Bank of the State of New York  
Pay to the order of Bearer  
Eight Hundred \$ ——— Dollars  
in Current Funds.  
\$ 800 # *W. H. Grauberg & Co*

with intent to defraud *they*, the said *George T. Hasford and Ambrose Wallis* then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0820

**BOX:**

368

**FOLDER:**

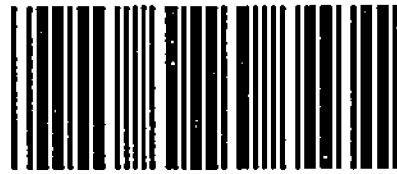
3457

**DESCRIPTION:**

Houston, Henry W.

**DATE:**

10/09/89



3457

POOR QUALITY  
ORIGINAL

00221

Witness,

Allen Loring

Counsel,

Filed,

Pleads,

Class of

1889

THE PEOPLE,

vs.

ADULTERATED MILK.

(Chap. 183, Laws of 1885, Section 1, as amended  
by Chap. 577, Laws of 1886, Section 1; Section 186,  
Sanitary Code, and Section 575 of the N. Y. City  
Consolidation Act of 1882.)

Henry W. Houstoun

JOHN R. FELLOWS.

District Attorney.

A True Bill  
Part III October 28/87-

Indicted and Arraigned

Wm. L. Cole

Foreman.

adj to Oct 24/87

0022

**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 W. Houston*

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

*Henry W. Houston*

(Chap. 183, Laws of 1885, § 1, as amended by Chap. 577, Laws of 1886, § 1.)

The said

*Henry W. Houston*

late of the City of New York, in the County of New York aforesaid, on the

*twenty eighth* day of *September* in the year of our Lord  
one thousand eight hundred and eighty-*nine*, at the City and County aforesaid,

did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated  
and unwholesome milk (the same not being skimmed milk produced in the said County),  
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.



0023

SECOND COUNT:

(§180, Sanitary Code

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Henry W. Houston*  
of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE  
HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said

*Henry W. Houston*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, did unlawfully keep, have and offer for sale,  
three quarts of milk which had been and was then and there watered, adulterated, reduced  
and changed by the addition of water and other substances to the Grand Jury aforesaid  
unknown, and by the removal of cream, against and in violation of the Sanitary Code of  
the Board of Health of the Health Department of the City of New York, duly adopted  
and declared as such at a meeting of the said Board of Health, held in said city on the  
second day of June, 1873, as amended in accordance with law, and particularly in viola-  
tion of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of  
said code, which is as follows, that is to say:

"No milk which has been watered, adulterated, reduced or changed in any respect  
by the addition of water or other substance, or by the removal of cream, shall be brought  
into, held, kept, or offered for sale at any place in the City of New York; nor shall any  
one keep, have or offer for sale in the said city any such milk."

Which said section and ordinance above set forth was, by a certain resolution, duly  
passed and adopted by the said Board of Health and by said Health Department, at a  
meeting thereof duly held in said city on the twenty-third day of February, 1876, added  
to and made a part of the said Sanitary Code aforesaid, and adopted and declared to  
form a portion thereof, pursuant to the authority and power conferred by law upon the  
said Board, and which said ordinance was thereafter duly published once a week, for two  
successive weeks, in the *City Record*, a daily official newspaper and journal published  
in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of  
February, 1876, and also of the second day of March, 1876, and which said Sanitary Code  
so amended and altered was then and there, at the time of the committing of the offense  
hereinabove alleged, in full force and operation, and was by law declared to be binding  
and in force in said city, and which said section and ordinance above set forth was then  
and there in full force and virtue, having been in nowise altered, amended or annulled by  
said Board of Health, against the form of the Statute in such case made and provided,  
and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.

0024

Witnesses

A. Loring  
Inspector Board Health

Counsel *Perkins*  
Filed, *19 day of Oct.* 1889  
Pleads *Not Guilty - 30*

THE PEOPLE,  
vs.

*Henry W. Houston*

*Apr 11/89*  
Sent to the Court of Special Sessions for trial, by request of Counsel for Defendant.

ADULTERATED MILK.

(Chap. 183, Laws of 1885, Section 1, as amended by Chap. 577, Laws of 1886, Section 1; Section 186, Sanitary Code, and Section 575 of the N. Y. City Consolidation Act of 1882.)

*Filed*  
*Nov 11/88* 1 copy of bill on his grand  
JOHN R. FELLOWS, *Attorney*  
*for*  
District Attorney.

A True Bill.

*Wm J. Cole* Foreman.

0025

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

*Allen Leving*

*Henry W. Horvath*

BEFORE HON.

*J Henry Ford*

POLICE JUSTICE,

*June 19* 188*8*

APPEARANCES:

For the People,

*Mr. Banker*

For the Defence,

*Albert Reynaud*

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

*Allen Leving*

*John E Allen*

1

10

*W. L. Ormoby*

Official Stenographer.

*2nd Dist Court*  
*125 6th St.*

0026

Police Court  
Second District

The People vs  
Allen Levings  
Henry W. Houston

Examination Before Justice Ford  
June 19/1897

For the People - du Banker

" " Defendant - du Albert Regnaud.

Allen Levings the complaining witness  
being duly sworn and cross-  
examined on his affidavit de-  
posed and says:-

Q How old are you?

A 27.

Q How long have you been  
employed by the Board of  
Health?

A Sixteen months.

Q Just give me the date of  
this inspection?

A In the morning at 5 o'clock  
June 6. This year

Q Where?



0827

A - at 31st street and Second Avenue.

2 Do you know the name of the driver?

A Charles Thompson

2 Whose milk was it?

A Mr. Houstons.

2 How do you know that?

A - By the driver first telling me that that was Mr. Houston's wagon, and Mr. Houston came up and acknowledged it in Court that he was the manager of the milk company and proprietor of the wagon.

2 - A milk company? He owned the wagon and he said he was manager of the company?

A Yes Sir.

2 You tested this milk with the lactometer?

A Yes.

2 What was your record with the lactometer?

A Registered 120 at a temperature of 51.

0028

2 What else did you test it with?

A Thermometer and taste

2 What else?

A Sight - appearance

2 Natural?

A Natural sight

2 What was the result of the test with the thermometer and lactometer?

A I decided to take a sample of it.

2 How much?

A About three ounces.

2 Did you say anything to the driver at the home about the nature of the milk?

A I do not think I did. I do not remember of saying anything to him.

2 You did not feel authorized upon the simple indications of the lactometer to say that you would make a complaint did you?

0829

A I took a sample from its appearance. I suspected it to be skimmed. I took it to the chemist for an analysis on my suspicion.

2 But the fact is that before your tests were applied you did not feel warranted on your own account to say you would make a complaint?

A No I did not.

2 What is the standard on the lactometer?

A 100 at 60 degrees temperature.

2 That is the milk should register 100 at 60 degrees temperature? A - Yes.

2 Do you say it should register exactly one hundred?

A - Oh no.

2 Would you say that 100 at 60 would be the normal standard?

A Not is the standard of the

0830

Board. It must stand that.

2 It may stand more? and not be bad milk?

A Yes

2 Now what does it indicate - Below 100 indicates a condition of watered milk?

A Yes

2 This 100 at 60 degrees of which you speak is based on specific gravity is it not?

A Yes

2 If milk has been watered the gravity will fall below a hundred?

A Yes, it will

2 As any addition of water to this milk would have made your lactometer show less than one hundred?

A It would.

2 How many cans were on the wagon?

5 A There were six - I do not



0031

remember whether there were  
any more

Q You recollect that there  
were other cans?

A Yes

Q This milk came from one  
can

A Yes: One can - a full  
can

Q Did you examine the other  
cans?

A I examined two others

Q With the lactometer?

A By appearance only

Q You did not test any other  
can but this one with the  
lactometer and thermometer?

A No I did not - I stuck  
my finger in each can.

Q That is not a lactometer  
is it?

A No.

Q And

Q Why did you not test the  
other cans?

0032

A. Because I thought they were good enough to pass.

2 Did you notice any difference between the milk that you took a sample of and that of the other cans?

A - I did. The can that I took a sample of appeared to be worse milk than the other so I took a sample of it.

2 After the milk has been skimmed how does it register on the lactometer?

A at 114.120. - 22 - 24.

2 What did you do with the sample.

A I took it and put it in a bottle.

2 And marked it?

A And I marked it 3074 E. and took it down to the chemist Dr. Allen and he is due with his report.

7 2 Who is Secretary of the Board

0033

of Health.

A. Emmons Clark.

A copy of the Sanitary  
Code, Section 186,  
is offered in evidence

Re Can examined

2. You tested this milk with  
the lactometer at the temperature  
you found it?

A. I did.

2. You did not heat it, but  
you calculated what the  
temperature would be at 60°?

A. That is so.

2. You computed what it would  
show at 60 degrees?

A. Yes.

2. There was a difference between  
this can and the two cans  
you tested with your finger?

A. Yes - The appearance of the milk  
was entirely different. - The  
other looked richer - it looked  
better

0034

Q Did you notice the signs  
on the cans?

A I did.

Q What was it?

A L. M. C.

Q What was the sign on the  
on the cans from which you  
took the sample?

A L. M. C.

Q Was there any other sign  
on any of the cans?

A I do not remember that  
there was.

Q Are you familiar with  
this mark L. M. C.?

A I am not.

Q Have you testified before  
with reference to it?

A I have.

Q When you saw this wagon  
was it standing still?

A I think the officer had to  
stop him - he was going  
on.

Q He stopped him?



0035

A Yes

2 When you tested and took a sample of this milk how did you do it? Did you stir it up?

A I did. I stirred it up thoroughly until it had been thoroughly stirred and then took the sample and put it in the bottle and sealed it.

2 And marked it 3074 S.

A 3074 S.

2 You say the can you took the sample from was full?

A It was full.

2 I see you have a memorandum there. Please show it to me.

A Yes - I visit so many places this memorandum was made at the time.

Subscribed to before me this 19th day of June 1929  
J. H. H. H. H.

Police Justice

Memorandum shown

10

John E. Allen M. D. being duly

0036

sworn and examined by the  
council for the people before  
and says: - I am employed  
by the Health Department  
301 Mott St. I am a  
Physician - I have been  
employed by the Health  
Board three months.

2 Have you made a chemical  
analysis of this milk?

A Yes.

2 How many?

A Two hundred. - I am  
making them all the time.

2 Did you receive a sample  
of milk in a bottle marked  
307 & G.?

A Yes sir.

? 2 I Fastened it. I found  
a deficiency in fat.

2 What then did you do?

A I then analysed it and  
found that 10 percent of  
the cream had been removed.

11 2 Did you examine the milk

0037

look at it before you  
frased it?

A Yes sir

Q Did you taste it?

A Yes sir I did — I will  
not swear.

Q How did the milk look  
to you?

A The milk looked as though  
it had been tampered with  
It looked as though the cream  
had been removed.

Q What was its appearance?

A It had an appearance that  
was the very opposite of normal  
milk. When it ran over the  
side of the glass the glass  
looked comparatively clean  
cleaner than it would if the  
milk was normal.

Re Cross examination

Q Have you got the exact figures  
that you showed first?

12 A I marked it 260

0038

2 Are you sure of the figures?

A Those are the figures that I read before

2 You did not tell the court exactly what it was?

A Below three percent

2 When you say you analyzed this milk did you analyze the constituent parts?

A Yes, sir -

2 By what process?

A I used the method of Wanklyn as modified by Waller

2 Have you got your analysis with you?

A I have.

2 Please give the figures of water found in this milk

A I cannot give you the figures of water

2 Fats - have you got that?

A I have the total solids 12.07

2 The water you did not take?

A You can calculate that from the solids not fat.



Q When did you take the total solids

A After the water was driven off.

Q Then what were the solids not fat?

A 9.43.

Q When you take the total solids you mean everything but water?

A - Yes

Q The water added to the total solids ought to make 100 as the product.

A Yes sir

Q What was the ash

A .74 ~~(Milk)~~ ?

Q Caseine?

A 8.69

Q What was the specific gravity?

A I did not take it.

Q You did not examine by the lactometer did you?

A - No sir

Q Did you test by any instrument by which you can say what the specific gravity was?

0040

Q No Sir

2 at what temperature did you analyze it?

A I did not take it on.

2 Did you examine it in any other way except as you have explained?

A That is all

2 What was the fat?

A 2.64

2 Do you know whether you made a full examination that day?

A I did - and I made a duplicate examination - two analyses in all

2 Have you got the figures of your duplicate analysis?

A I have all but the solid ash

2 Will you give me the figures?

A They are identical - astonishing as it may seem

2 Absolutely identical?

A Yes. Water 87.93. Dry Fat 2.64 Casein 8.57

15-2 In your duplicate analysis

0041

Did you take the specific gravity?

A No.

Q On the temperature?

A - No.

Q Nothing except as you have stated?

A No.

Q You did not make any other examination other than what you have just stated?

A Except the analysis - that is all.

Q In this duplicate analysis what did you find the water?

A 87.93.

Q In the first analysis?

A - Yes.

Q At first you testified that you did not find the amount of water?

A The difference between the total and the total weight

0042

2 I see you are testifying from a memorandum. Is there anything else on the memorandum in regard to the case other than what you have stated?

A Yes.

2 Pertaining to the analysis

A Yes. I made a memorandum of the result. I calculated ten percent skim.

2 Have you got the exact mathematical form by which you got ten percent skim.

A No. I ~~was not~~ can give it.

2 I leave it to you. You say the normal standard amount of solids not fat in milk ordinary milk is ~~to~~ nine percent?

A It is.

2 I believe you testified that 9 percent was not only the normal amount but was the amount required by the standard?

17



0043

A. Mine is taken as the basis  
2 Is that a constant quantity

A. Oh no

2 The normal amount of  
total solids is 12 per  
cent.

A. Yes

2 In regard to your competition  
as to the amount of cream  
removed, is it not a  
fact that three is the  
normal standard?

A. Three.

2 - After the water was driven  
off the the product did  
not violate the law did  
it?

A. No Sir. There was  
no addition of water

2 The amount fixed by law  
is 88 percent?

A. Yes

2 The total amount of solids  
fixed by law is 12 per  
cent? Three must be fat.

18

0844

2 Now the milk product did not vary greatly or largely from the standard fixed by law. You would not say that it varied greatly from the normal standard.

A Ten percent

2 In your examination of milk you have had occasion to see frequent variations from the normal standard in the product obtained. Have you not

A There is an official standard fixed - twelve percent of which three must be fat

2 That is the statutory standard

A Yes.

2 I ask you as a scientific man whether that is not an artificial standard - There is no ~~the~~ exact law of nature which compels that standard

A - That is the standard fixed for normal milk. It has been so fixed on the report of chemists.

2 - I ask you as a scientific man if you do not know that there are exceptions to that proposition as fixed by law as the normal standard of milk.

A - I do not know that there are

2 - Have you not read it in books by experts. Do you mean to say that in the course of your reading as a scientific man you never came across that statement - that there are exceptions to that rule found in healthy cows

A - I have not

2 - Milk differs very much according to the pasture - some milk is much richer



0046

than others:

1. Yes Sir

2. Natural milk differs in quality?

1. Yes.

2. There is a great difference in milk to the external senses

1. Yes there is.

2. And there are seasons are there not when the milk become thinner?

1. There are.

2. As a matter of fact in the Spring of the year milk is of better quality is it not?

1. It has got to be

2. There are various scientific formulas are there not for the purpose of analysis?

1. Yes.

2. What quantity of this milk in question did you examine a teaspoonful?

21. 1. A teaspoonful and a half



0047

2 The total substance is first weighed and then the water is driven out of this teaspoonful?

A Yes Sir.

2 Then the residuum is subjected to further analysis?

A Yes

2 How large is this product that you have to work with?

A It is a product that covers a surface as large as a silver dollar. - a tissue. It covers the bottom of a dish or plate.

2 Next you drive out the fat?

A Extract the fat

2 Then you get at the solids not fat?

A. What is left is the solids not fat.

2 You

2 The way you get at the fat is not to weigh the

fat directly - but to weigh  
the solids not fat after  
you have extracted the fat  
A Exactly.

2 It is all a gradual in-  
ferential process is it not?

A Exactly to ascertain the  
solids not fat?

A - After we take away all  
the fat that can be extracted  
from the total solids what  
is then left is the solids  
not fat

2 The analysis takes how  
long?

A 9 to 12 hours

2 In the course of that  
process is there not something  
lost by the use of your  
re-agents and chemicals  
which you use?

A I do not think so. —

2 How do it approximately

A We do it by weighing.

23 Just we evaporate the

the water. Then we extract  
the fats - from them off.

2 You know for once that  
you take off all the fat

A We take off all the fat.

2 In the course of your  
processes do not differences  
arise between different  
processes.

A Very slight

2 And in moving the same  
process you get different  
results.

A Yes there is a very small  
difference

2 Would you not consider  
it marvellous if you got  
it exact

A Rather a co-incidence.

2 Have you got in your  
mind a case where you  
deffered to do that?

A Yes - I have one where the  
figures were exact.

242 as a scientific man you

consider that a co-incidence

A Certainly when it is a question of <sup>parts of</sup> milligrams -

2 I ask you as a scientific man whether there would not be a variation,

A There would be very likely a slight difference - but so slight as not to affect the result

2 Do you know of as much variation in actual analysis reported in scientific books as one per cent between the two analyses,

A I do not recollect to have read that.

2 Give me the limit which you have found in the course of your experience of the rate of variations;

a - What product;

2 - Milk

A - It might be in regard to water 1 percent



0051

2 In regard to total solids?

A One percent is possible.

2 If you have different processes you have different results with the same milk?

A I have

2 There are many processes?

A More than one

2 Are one you use in a variation from another?

A Yes partially

2 Do you know the processes that were used previous to yours?

A No sir

Re-direct

2 Is it possible for you to make an analysis of milk and then to make difference of one per cent on a second analysis same milk

26A Total solids - no sir

0852

2 Is it possible in any careful analysis to make such a mistake as that or far as you know?

A As far as I know it is not.

2 You were talking about a slight difference that might be made - how slight?

A - It would be a fraction of one percent.

2 What differences might be made of analysis of the same milk?

A One chemist might make it 2.64, another 2.65, another 2.63.

2 That would be a difference of one hundredth or two hundredths?

A Yes Sir

2 Did you make any mistake in the analysis of this ~~same~~ milk?

27 A No Sir - none at all

0853

2 Both analyses showed the same amount of fat?

A Yes Sir

2 You testified as to 3 percent as the total amount of solids not fat. That refers to the ordinary commercial milk.

A It does — They all have total solids say 13 percent of which three are fat.

2 In all ordinary commercial milk do you have 3 percent —

A Oh yes — 3 1/2; 3.60; 3.75

2 And four percent?

A I myself have not.

2 You mean that if ordinary milk falls below 3 percent of solids and three percent of fat it is bad milk?

A It must have 12 percent of solids of which three must be fat

Re Cross examination

Q Are you familiar with the Adams method?

A No Sir - I have heard it spoken of.

Q Do you know that Dr Wiley said this of it? after giving a practical test?

"Of all the methods for the gravimetric determination of fat in milk I do not hesitate to say that the Adams method properly carried out is the best"

A That is the quotation as I recall it.

Q Dr Wiley is a man of some eminence?

A Yes, he is.

Q Have you seen the report of differences in the annual report of the dairy commission for 1888 between the Wanklyn and the Adams method.

29 A Yes I have seen them



0855

2 Do you remember reading  
a table showing a difference  
of results of analysis by the  
Wanklyn and Adams methods?  
No 1, <sup>but</sup> by Wanklyn 3.58; by  
Adams <sup>but</sup> 4.14. No 2, by  
Wanklyn 3.06; by Adams  
3.61. No 3, <sup>but</sup> by Wanklyn  
.53; by Adams 90

A I am familiar with the  
substance of it.

known to before me this?

19th day of June 1889

John Wanklyn

Other Test

Dr Allen Loring recalled and further  
cross examined

2 - You did not give any sample  
of the milk you took to the  
driver or the defendant

A - No sir

Q - direct

30

1892

2 - You did not destroy the

0056

Did you?

A - I have it. I did not.

2 - The can that you took it  
from you left with the driver?

A - I left it on his wagon.

Adjourned to June 22, 9.00 AM

Continued June 22, 1889

Complainant and Defendant rest for  
the purpose of submitting argument.

0857

Henry W. Henslow

1889 1890

---

If indicated

send me papers.

0050

DISTRICT POLICE COURT.

THE PEOPLE,  
COMPLAINT OF

*Allen Lewis*  
vs.  
*Henry W. Houston*

Examination had *June 19* 188*9*  
Before *J Henry Ford* Police Justice.

I, *W. L. Armory* Stenographer of the *2* District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of  
the original Stenographer's notes of the testimony of *Allen Lewis*,

*John E. Allen*

as taken by me on the above examination before said Justice.

Dated *June 24* 188*9*

*W. L. Armory*  
Stenographer

*J Henry Ford*  
Police Justice.



0859

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Henry W. Houston a Police Justice,  
of the City of New York, charging Henry W. Houston Defendant with  
the offence of Violating Sanitary Code

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 hear-  
ing thereof having been adjourned,

We, Henry W. Houston Defendant of No. 107  
West 4 Street; by occupation a Tailor  
and Demas A. Leary of No. 67 South  
Street, by occupation a Egg Dealer Surety, hereby jointly and severally undertake that  
the above named Defendant Defendant  
shall personally appear before the said Justice, at the 2 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 Five  
Hundred Dollars.

Taken and acknowledged before me, this 12 day of June 1889

day of

1889

POLICE JUSTICE.

0060

CITY AND COUNTY } ss.  
OF NEW YORK, }

*John W. ...*  
Police Justice

Sworn to before me, this

188

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth base 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

stock futures  
in the Eggs at 200 1/2 per cent  
and a worth two thousand  
dollars Dennis A. Leary

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the day of 188

Justice.

0061

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

*Allen Levinge* of No. 301 Mott Street, in  
the City of New York, being duly sworn, says that he is over the age of twenty-one years, and is  
a Sanitary Inspector of the Board of Health therein, especially detailed to the inspection of Milk;  
that on the *6<sup>th</sup>* day of *June* in the year 188*9* *by Henry W. Houston*

at premises number *of 576 Ave* in the City of New York, the said premises being  
~~a place where Milk was then kept for sale, one~~ *then having a milk wagon at the*  
unlawfully did then and there keep, have and offer for sale *corner of 3rd St. & 2d Avenue* three quarts of impure and ~~unwholesome~~

Milk, which had been and was then and there watered, adulterated, reduced and changed by the  
addition of water or other substance, or by the removal of cream therefrom, and that such impure,  
unwholesome, watered, adulterated, reduced and changed Milk was then and there, by the said

*Henry W. Houston*, unlawfully held, kept and offered for sale in violation  
of the provisions of the Sanitary Code then and there and at all times thereafter in force and operation,  
and especially in violation of the provisions of a section and ordinance of such Sanitary Code which  
was duly passed and adopted by the Board of Health of the Health Department of the said City of  
New York, and by said Health Department at a meeting thereof, duly held in said city, on the  
twenty-third day of February, 1876, in the manner and language following, to wit:

“Resolved, That, under the power conferred by law upon the Health Department, the following  
“additional section to the Sanitary Code for the security of life and health be, and the same is hereby,  
“adopted and declared to form a portion of the Sanitary Code.

““No Milk which has been watered, adulterated, reduced or changed in any respect by the  
““addition of water or other substance, or by the removal of cream, shall be brought into, held, kept  
““or offered for sale at any place in the City of New York, nor shall any one keep, have or offer for  
““sale in the said city any such Milk.””

That said ordinance was thereafter duly published once a week, for two successive weeks, in  
the *City Record*, a daily official newspaper and journal published in said city, to wit, in the issues of  
such newspaper of the twenty-fourth day of February, 1876, and also of the second day of March, 1876,  
and that said ordinance was, at all times alleged herein, in full force and operation in said city and  
county.

*Allen Levinge*  
Sworn to before me the *7<sup>th</sup>* day  
of *June* 188*9*  
*John J. Horner*  
Police Justice.

25

## ON THE COMPLAINT OF

Allen Derings

vs.

Henry W. Houston

67-61-002

*Dated*.....188 .

*Justice.*

.....  
*Officer.*

## Witnesses

No. ....

No.....

§.....to answer.....

Dealer sells 3200 qts daily  
100% experienced



0063

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

Henry W. Houston 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.

Henry W. Houston

Question. How old are you?

Answer.

42 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

159 West Fourth - 1 month

Question. What is your business or profession?

Answer.

Milk dealer

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

Answer.

I am not guilty. I have had a part of this same milk analyzed by the State-Chemist Dr. Love, and he reported that the milk was all right and as good as the law calls for, and I know it to be good milk. I bought it for the best milk and I paid the highest market price for it.

Henry W. Houston

Taken before me this

day of

1889

Police Justice.

0864

Sec. 151.

Police Court 2<sup>d</sup> District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*  
OF NEW YORK. } *of New York, or 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 Allen Levings  
of No. 301 Mott Street, that on the 6<sup>th</sup> day of June  
1889 at the City of New York, in the County of New York,

one Henry W. Houston of 57 6<sup>th</sup> Ave  
held and offered for sale three  
quarts of adulterated milk in violation  
of sanitary code of said city

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  
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 11<sup>th</sup> day of June 1889  
John Homan POLICE JUSTICE.

0865

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

Henry W. Houston

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 June 12 1889 J. Henry Ford Police Justice.

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

Dated June 25<sup>th</sup> 1889 J. Henry Ford Police Justice.

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

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



0066

1889 bail for Exp  
19<sup>th</sup> June 1889  
2 PM  
June 22 9:30 AM  
Adya to Court  
Wednesday June 26  
at 3. P. M.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

The Magistrate presiding  
in this Court will please  
hear and determine  
the within case by reason  
of my absence

John J. Gorman  
Prosecutor

Police Court---

2 948  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Allen Leavins

vs.  
Henry W. Houston

2

3

4

Dated

June 12 1889

Gorman Magistrate.

Campbell Officer.

Court Precinct.

Witnesses

No.

No.

No.

\$

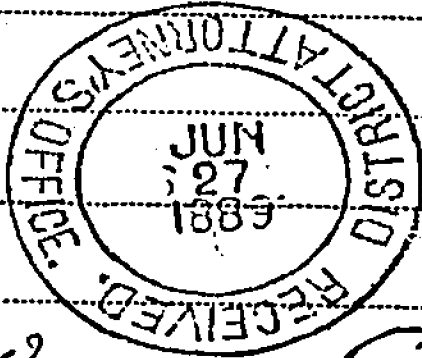
600

to answer

G. S.

Bailed

Adm. M. H.







0068

ESTABLISHED 1860.

New York, Dec 17. 1889.

Hon. Judge Eldersleeve

 F. BROEMER,

DEALER IN

DIAMONDS, WATCHES & JEWELRY,

FRANCE & AMERICAN CLOCKS, ETC.

Repairing neatly done.

318 1/2 GRAND STREET, opp. Ridley's.

Dear Sir:

I have known  
Mr. Henry Holsten for  
a number of years  
and to my knowledge  
found him in his  
dealing with us  
an honest & upright  
young man & trust  
you will kindly  
give him a chance  
to reform.

I am  
Very Truly  
Yours

F. BROEMER, Jeweler,  
318 1/2 GRAND STREET,  
Opp. RIDLEY'S, N. Y.

0069

City Court of New York,  
Justices Chambers City Hall,  
New York, 16 Dec 1889

My dear Judge.

For many years past  
I have been intimately acquainted  
with the father of Henry Holstein,  
the latter being charged before you  
of larceny. I have known Henry  
from his youth. His father took  
good care of him & brought him  
up well, and the young man  
gave assurance of doing well in  
life. His parents are among  
the most honest, thrifty and  
desirable people in the Commu-  
nity, and I cannot comprehend

0070

What demon possessed the young  
man to step aside from the  
path of virtue - From what  
I know of him & his family,  
I feel satisfied that this  
will be his first and last  
public error -

Sincerely Yours

Chas. H. H. H.

Judge. Gildersleeve



0071

CITY COURT OF NEW YORK



Judge Gildersleeve

Addressed

0872

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 W. Houston

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

Henry W. Houston

(Chap. 183, Laws of 1883, § 1, as amended by Chap. 577, Laws of 1886, § 1.) of a MISDEMEANOR, committed as follows:

The said

Henry W. Houston

late of the City of New York, in the County of New York aforesaid, on the

sixth day of June in the year of our Lord

one thousand eight hundred and eighty-nine, at the City and County aforesaid,

did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated

and unwholesome milk (the same not being skimmed milk produced in the said County),

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.

0073

SECOND COUNT:

(§180, Sanitary Code)

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Henry W. Houston*  
of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE  
HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said

*Henry W. Houston*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, did unlawfully keep, have and offer for sale,  
three quarts of milk which had been and was then and there watered, adulterated, reduced  
and changed by the addition of water and other substances to the Grand Jury aforesaid  
unknown, and by the removal of cream, against and in violation of the Sanitary Code of  
the Board of Health of the Health Department of the City of New York, duly adopted  
and declared as such at a meeting of the said Board of Health, held in said city on the  
second day of June, 1873, as amended in accordance with law, and particularly in viola-  
tion of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of  
said code, which is as follows, that is to say:

"No milk which has been watered, adulterated, reduced or changed in any respect  
by the addition of water or other substance, or by the removal of cream, shall be brought  
into, held, kept, or offered for sale at any place in the City of New York; nor shall any  
one keep, have or offer for sale in the said city any such milk."

Which said section and ordinance above set forth was, by a certain resolution, duly  
passed and adopted by the said Board of Health and by said Health Department, at a  
meeting thereof duly held in said city on the twenty-third day of February, 1876, added  
to and made a part of the said Sanitary Code aforesaid, and adopted and declared to  
form a portion thereof, pursuant to the authority and power conferred by law upon the  
said Board, and which said ordinance was thereafter duly published once a week, for two  
successive weeks, in the *City Record*, a daily official newspaper and journal published  
in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of  
February, 1876, and also of the second day of March, 1876, and which said Sanitary Code  
so amended and altered was then and there, at the time of the committing of the offense  
hereinabove alleged, in full force and operation, and was by law declared to be binding  
and in force in said city, and which said section and ordinance above set forth was then  
and there in full force and virtue, having been in nowise altered, amended or annulled by  
said Board of Health, against the form of the Statute in such case made and provided,  
and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.

0874

BOX:

368

FOLDER:

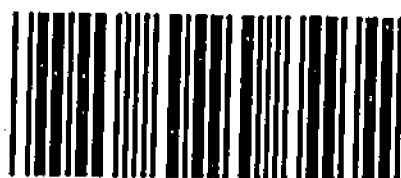
3457

DESCRIPTION:

Hunt, Jefferson

DATE:

10/09/89



3457



Witnesses:

Wm. A. Rogers

Wm. A. Rogers

Filed in \$200

by J. B. R. Ryan

209 Reade St.

Dec 30 1890

Referred to Mr. Nicols.

Attorneys is especially called to the statement & affidavit of Wm. A. Rogers this means that Wm. A. Rogers is the man who has given this statement that there is no case on which the People can go to trial. J. B. R. Ryan

250

11 G. W. Courts, Clerk of Court, 52 Muld

Counsel,

Filed

day of

1889

Pleads,

Chargedly in

THE PEOPLE

vs.

B

Wm. A. Rogers

Jefferson Hunt

Grand Jurors, 2nd degree (False Pretenses). [Section 628, and 681, Penal Code].

JOHN R. FELLOWS,

Part II & Attorney

On record of Court  
att. indict dis  
A True Bill

R. B. M.

Wm. A. Rogers, Foreman.

The complainant

was a salesman

of the Dapw Bliss

B N Co. on that day.

acty as well as the

capacity of Collectors

he had then with the

Company for travel year.

He is charged with having

obtained money and a check

of the company by means of

false representations from

one Wm. A. Rogers.

The witness Rogers now

seeks that he gave his fir-

mation before the Grand

Jury under a misapprehension.

and the complainant has with-

drawn the complaint, the Affen-

tant maintains innocence &

furnishes abundant evidence

of good character. I am of

the opinion that no course

I can take has in any

event. and I think it

possible whether the

affidavit returned

any office. Therefore

I recommend that

the indictment be dis-

missed.

24 5/91.

De launey Nicols

Dismissed

0075

0876

----- X  
 Matter of the People :  
                   of the :  
 State of New York :  
                   vs :  
                   Jefferson Hunt. :  
 ----- X

F a c t s

Jefferson Hunt was for upward of 10 years in the employ of the Dodge & Bliss Box Co. of Jersey City, a corporation organized under the laws of the State of New Jersey, as collector and salesman. As he was found to be behind hand in his returns on his collections he having on several occasions appropriated collections to his own use and not being able to make these appropriated collections good, they were charged to his account, he agreeing to have a certain sum deducted every month from his pay until the accounts were made good, and the collections were taken from him, and placed in the hands of the bookkeeper of the concern. This was about 3 years ago. Since then he had no right to make any collections except when specially ordered to do so where matters were in dispute. On Sept. 11th, 1889, without any authority and without any right he went to one of the Co's customers Mr. Wm. Rogers and collected the balance of his bill, some \$390. On pretense that it was late for him to go back to the office to get his salary, and that the Box Co. owed him considerable money, as a personal favor he got Mr. Rogers to give him \$100 of the bill in cash, so that he might use same for himself and the balance in check to the order of the Dodge & Bliss Box Co. Two or three days afterwarde he severed his connection with the Dodge & Bliss Box Co. but he made no mention of the collection by him of the amount of Rogers' bill, nor did he turn in check he received or money he received from Rogers. In the course of business the Dodge & Bliss Box Co. ascertained that he had collected the Rogers' bill and I asked him concerning same, if he had collected the bill, why he collected it and why when he had collected it he had not turned the money in, he, Jefferson Hunt, not being in the employ of the Dodge & Bliss Box Co. Jeff Hunt at once acknowledged to me that he had collected the money, and that he had it at his house and would turn it over next day. Next day came and passed and a week passed away and I again saw him and called his attention to the matter and asked him to turn the money in at once. He promised again to do it and promised to meet me next day and fix the matter. I went to the place appointed and waited for him and couldn't see him, and becoming disgusted went to see Mr. Rogers personally and asked Mr. Rogers how the payment was made--whether it was made to Jeff Hunt in bills or check. Mr. Rogers then to my surprise told me that part of the bill was paid in cash, and part in check, and when asked why he paid part of the bill in cash and part in check, Rogers replied that Jeff Hunt stated he wanted to use some of the money himself; that Dodge & Bliss owed him much more than the amount of the bill any way and that it was too late to go to the office and get the money and he would consider it a personal favor for Mr. Rogers to pay part cash and therefore he gave him \$100 cash, and a check for the balance. I at once reported the matter to my office and not being able to get any satisfaction from Mr. Hunt we

0077

made a complaint to a Police Magistrate upon which complaint Mr. Hunt was arrested and upon the facts being submitted by the District Att'y to the Grand Jury the Grand Jury indicted Hunt. Hunt was arrested and searched, and upon his person was found the check of Mr. Rogers, also a check of another customer of the concern which was received by Mr. Hunt after he had left Dodge & Bliss's employ, and to which he had no right and I believe these checks are in possession of the police authorities. The cash received from Mr. Rogers by Hunt was used by him and the Dodge & Bliss Box Co. are robbed of the sum of \$390 due by Rogers and robbed of the other customer, Eglaw's check for the amount of his bill, neither of the checks having yet come into the possession of the Dodge & Bliss Box Co.

April 17/90

*D. Bliss*



0078

Rogers

vs:

Hunt

Statement

of

Deas Bliss

Complainant

The set came into the possession of the Dodge & Bliss Box Co. check for the amount of his bill, written of the checks for \$380 due to Rogers and topped of the other checks. Bliss, a firm and the Dodge & Bliss Box Co. are topped of the sum of \$380. The cash received from Mr. Rogers by Hunt was used by I believe these checks are in possession of the Police and not left Dodge & Bliss, a employer and to which he had no right and of the concern which was received by Mr. Hunt after he had found the check of Mr. Rogers, also a check of another customer Hunt. Hunt was arrested and arrested and upon his person was the District Atty. to the Grand Jury the Grand Jury indicted Mr. Hunt was arrested and upon the facts being admitted by me a complaint to a Police Magistrate upon which complaint



0079

We hereby certify that we have known Mr. Jefferson Hunt for a number of years. We have dealt with him for many years as the representative of the Dodge & Bliss Box Company, and since 1886 as the superintendent of that Company. During this time he has repeatedly collected from us the amount of bills which we from time to time have owed that Company and he has given us receipts for the money we have paid him. In the course of this business we have never heard Mr. Hunt's authority to collect and receipt for money in behalf of that Company questioned.

We further say that we always have had and now have the utmost confidence in the integrity and honesty of Mr. Hunt.

Dated, February 1, 1890.

William A. Rogers - 72 Vesey St

W. Menham Pres 192 Fulton St.

J. J. Fowler

for M. J. Rogers - N.Y.

James H. Anderson 5 Sunnyside

J. W. Hunt & Co. 24 & 25 Fresh

St. Marks 49 N. 1st St.

Tracy Brothers 42 Broadway

Albert M. McGuire 6870 Madison St

Detwiller & Streck Fireworks M'g Co. 173 West St

W. H. Hunter Secy 172 Fulton St

A. J. Jones & Co. 51 Broadway

0000

Hilguth Ben & Legu King 28 + 30 West 187 May  
Larson W. 278 Greenwich St  
Mantons 372 Greenwich St  
Budd & Wackerman 58 Vesey St  
E. Huganeth 117 + 119 Hudson St.

0001

WM. M. EVARTS,  
JOSEPH H. CHOATE,  
CHARLES C. BEAMAN,  
J. EVARTS TRACY,  
TREADWELL CLEVELAND,  
PRESCOTT HALL BUTLER,  
ALLEN W. EVARTS.

Office of Evans, Choate & Beaman,

No. 52 WALL STREET.

New York, March 4, 1890

Hon. John R. Fellows,  
District Attorney.

The People etc.  
vs.  
Jefferson Hunt

Dear Sir:

We beg to say to you that we have made very careful inquiry as to the alleged defalcation of Mr. Jefferson Hunt on account of which an indictment has recently been found against him, and we have come to the conclusion that there is no just cause for the action taken by the Grand Jury. We consequently think that it would be a great hardship to compel him to undergo a trial. We have no doubt what the result would be, namely, an acquittal, but the mere fact of his being tried will necessarily bring him into disrepute. This stigma should not in our judgment be cast upon him. An indictment would not, we think, have been found had the false allegation not been made that Mr. Hunt was a fugitive from justice.

Should you wish it we would be glad to furnish to you at length the reasons for our conclusions, and in the meantime we beg to enclose to you an original paper which some of the friends of Mr. Hunt have signed, speaking of his good character and stating that Mr. Hunt has repeatedly during the course of his representation of the Dodge & Bliss Box Company made collections simi-

*not this letter*  
X

0002

lar to the one for making which the indictment in question has been found.

We call your attention to the fact that the first name on this paper is that of William A. Rogers, the principal witness relied upon by the People before the Grand Jury.

Yours very truly,

*Wm. A. Rogers*



0003

S T A T E     O F     N E W     Y O R K :  
City and County of New York : ss:

I, CHARLES E. SNOW of Jersey City, New Jersey, being duly sworn, depose and say as follows:

I know Delos Bliss of the Dodge & Bliss Box Company and have known him for twenty years. I also know Jefferson Hunt, formerly in the employment of the Dodge & Bliss Box Company and have known him for about twenty years. Within the past two months and about six weeks ago, as near as I can now recollect, I was in the barber shop at Taylor's Hotel, waiting for my turn to be shaved. Mr. Bliss, when the barber had shaved him, came up to me and asked me to take a drink. I stepped into the bar of Taylor's Hotel with him and there had a conversation with him in relation to, among other matters, Jefferson Hunt. He asked me how "Jeff" was getting along, referring to Jefferson Hunt, and in this conversation he spoke of Mr. Hunt altogether as "Jeff". I told him I did not know how he was getting along, and I asked him how he thought he would do. He said he was one of the smartest men in the trade. He spoke in the highest terms of Mr. Hunt and said nothing whatever that was derogatory to him. He said he had tried to get "Jeff", meaning Mr. Hunt, to stay with them and would

0004

have given him a contract for \$5,000. a year for five years if he would have stayed. He told me that when "Jeff" was with them, he paid him as a salary \$50. a week All of the expressions that Mr. Bliss used in this conversation were to the effect that he was very sorry that Mr. Hunt had left their employment, and he told me that if he would have stayed with them he intended to advance him greatly in their business. He said he expected in time to put him in his place in the concern and <sup>act</sup> for him. He spoke in the highest terms of Mr. Hunt.

Sworn to before me this : *Chas. E. Snow*  
6th day of May, 1890. :

*Joseph Immerman*  
Notary Public  
New York County



0006

it would have been impossible to derive any idea that he  
had any hostile feelings towards Mr. Hunt.

Sworn to before me this )  
6th day of May, 1890. )

*George Larter*

*Joseph M. Merman*  
*Notary Public*  
*New York County*



0007

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IN THE MATTER  
of  
the People of the State of New York  
against  
JEFFERSON HUNT

-----

F A C T S .

In June or July, 1871, I entered into the employment of Dodge, Meigs & Co., the predecessors of the Dodge & Bliss Box Company of Jersey City, and until September 16th, 1889, that is, for a period of about eighteen years I was continuously employed by Dodge, Meigs & Co. and by their successors, Dodge & Meigs, Dodge, Meigs & Dodge, and the Dodge & Bliss Box Company.

In 1878 I first became a salesman and collector for Dodge, Meigs & Dodge, and from that time until September 16th, 1889, when I resigned my position with the Dodge & Bliss Box Company, it was continuously a part of my duty to collect bills and during the whole of the said time I was in the habit of collecting bills for my aforesaid employers. During the latter part of my employment it has not been my special business to collect bills, as I was engaged in a higher class of business, namely, selling and buying for the company and in realty acting as a Superintendent for it, but there was not dur-

Sumner  
1865

0000

Corrected bills  
were received in my  
collection

Is more false

Had no authority  
to collect  
from Rogers.

Was false  
pretence  
made by Rogers

The Rogers  
had no authority  
to collect from  
him money  
any other than  
what he collected  
of Rogers

Saw him on  
Sept 30. He  
was at the  
office of Rogers  
and was  
talking to  
him. He was  
telling me  
that he had  
collected from  
Rogers \$390.  
and that he  
had given it  
to me.

ing the whole course of the said employments, a single month as far as I can recollect in which I did not collect bills for said company. Whatever I did in the whole course of my employment in the matter of collecting bills for my employers, I did with their knowledge, approval and authority. The statement that since about three years ago I had no right to make any collection for said company, except when specially ordered to do so, where matters were in dispute, is absolutely false. On September 11th, 1889, with the authority and with the right so to act, I collected from William Rogers, a debtor of the Dodge & Bliss Box Company, \$390., \$290. in a check drawn to its order, and \$100. in cash. The statement that I obtained this money by false pretence or without authority is absolutely false, and no one knows this better than Mr. D. Bliss. I asked that \$100. of this sum should be given to me in cash, because, as I explained to Mr. Rogers, when I had asked a day or two before, or the day before for some money from our bookkeeper, on account of what they owed me, I had been told that the drawer was short of cash.

It is absolutely false that I ever converted one dollar of the said sum of \$390. to my own use. I was at all times, ready, able and willing to pay it to the Dodge & Bliss Box Company, and the reason that I did not was simply that I had overlooked or forgotten it until September 23d. On my way to New York on that day I met D. Bliss and told him that I had made the Rogers

Sept 30 Saw him again, as he had to settle payment to me at A. H. and the afternoon and for it up - the 2nd not come.

0009

After leaving  
asked for the  
money

Did not  
see a man  
to B. about  
Bangor

all false

Wrote a paper  
handed to  
B. at 4 PM.  
to prove my story

Not true  
Dodge & Bliss  
were not robbed  
of the sum of \$390.  
on account of  
Dodge & Bliss

collection and that the Egluff check for \$50. had come to me since I had resigned, in a letter addressed to me. I said I would go back to the house and get these checks or send them to him after I got back from my journey to Bangor where I was then bound. On this occasion Mr. Bliss said that the matter would wait until I came back and he then invited me to return into the employment of the Dodge & Bliss Box Company at a largely increased salary. This I declined to do. I returned from Bangor on September 28th, and on Monday met Mr. Bliss at Taylor's Hotel and told him that I would like now to settle the Rogers account and turn over the checks and money to him. He put me off saying that he was in a hurry for an appointment which he had and he asked me to meet him at the Astor House that afternoon. I did not find it convenient to do so as I had to be at the Albany boat and on arriving home at midnight on Tuesday, October 8th, I was arrested. My statement that I at any time refused to account for this Rogers collection or for the Egluff collection is absolutely false. The checks in question were drawn to the order of the Dodge & Bliss Box Company. At the time of my arrest I wished Mr. Bliss to take them, he refused to do so.

It is absolutely false that the Dodge & Bliss Box Company have been robbed of the sum of \$390. due by Rogers or robbed of the \$50. due by Egluff and no one knows this better than D. Bliss.

0090

no since I had learned that a letter addressed to me  
collection and that the amount owed me \$20.00 was gone to

My arrest and the publication of a circular by the Dodge & Bliss Box Company on the evening of the day on which I resigned my position stating that I had been dismissed, is simply, in my judgment, a business persecution. I deny every charge of fraud or wrong doing that has been brought against me. I had no intent whatever to deprive the Dodge & Bliss Box Company of a dollar and no one, as I verily believe, knows this better than Mr. Bliss. I never obtained any money from Mr. Rogers without authority so to do. The day of Tuesday, October 8th, I was all day engaged in Brooklyn and in New York, but upon the evening of that day on my arrival at my home in Jersey City where I have lived for many years, I was arrested upon the ground that I was a fugitive from justice.

*Jefferson Smith*

With home  
H. from Sept  
30 to Oct 8



0091

New York April 19 1896

Hon. John R. Bellows, District Attorney,  
of New York County

Dear Sir

Referring to the case of Jefferson Hunt, indicted for grand larceny by the Grand Jury of this County, I beg leave to submit to your consideration that I am the principal witness against him and my evidence was given before the Grand Jury under a misapprehension and I now believe that Mr Hunt is innocent. I have known him for a great many years and have known him as an honest man. Through him I have invariably paid all the bills which I incurred with the Dodge & Bliss Box Co consequently he must have been their authorized collector and fully authorized to collect any of their bills. I have the fullest confidence that Mr Hunt is innocent of the charge made against him and I think no injustice would be done by dismissing the complaint.

Very truly Yours,  
72 Vesey St = William A. Rogers

0092

People

vs

Heinrich

Statement

of  
Mrs. A. Royce

0093

STATE OF NEW YORK.

-----X  
In the Matter of Jefferson Hunt, a Fu-  
gitive from the Justice of this State.:  
-----X

City and County of New York ss.

Delos Bliss, being duly sworn, deposes and says: I am the general manager of the Dodge & Bliss Box Company, a New Jersey corporation carrying on business at the corner of Greene and Bay Streets in Jersey City.

(a) The above named fugitive is charged with the crime of grand larceny in the second degree, in having on the eleventh day of September, 1889, feloniously obtained from one William A. Rogers, a wood and willow ware dealer carrying on business at the corner of Vesey and Greenwich Streets in the City of New York, the sum of one hundred dollars in money, and a check for the sum of two hundred and ninety dollars and seventy cents, being the amount then due and owing by the said Rogers to the said company, by means of falsely pretending to the said Rogers that he the said Hunt had been authorized by the said company to collect the same on behalf of the company.

(b) The said fugitive was actually in the City of New York on the said eleventh day of September, 1889, and there committed the said crime of grand larceny as above stated.

(c) Thereafter, and for the purpose of avoiding



0094

2

prosecution therefor, the said Hunt fled from the jurisdiction of the State of New York, and is now in the City of Jersey City, in the State of New Jersey, a fugitive from Justice. On the second day of October, 1889, the fugitive was arrested in the said City of Jersey City by Detective Dalton of the Jersey City police force, on a warrant issued by Justice Hogan of this city. He was taken before Justice Weed in Jersey City, and being identified by a clerk in the employ of the said company, was committed for thirty days to await the arrival of a requisition.

The fugitive has been in the employ of the said Dodge & Bliss Box Company since the year 1878 as a salesman. For a time, and up to the year 1886, he was employed as a collector, but in that year the company discovered that he had been embezzling some of the moneys collected by him, and he was thereupon no longer permitted to make collections. At that time he confessed his guilt, and the amount of his defalcations was charged up against him, and on his assurance and promises of future honesty he was retained in the company's employ. After the discovery by the company of the commission by him of the crime herein ~~alleged~~ alleged, it was ascertained that the fugitive had in like manner obtained from various persons other sums of money, and had also taken from the company's office in Jersey City property belonging to the company. The fugitive is about thirty-two years of age, single, a resident of the State of New Jersey, having his place



0095

3

of abode in West Side Avenue, Jersey City, where he has lived for some eight or ten years.

This application is made in good faith, for the sole purpose of punishing the accused, and the said company does not desire or expect to use this prosecution for the purpose of collecting a debt or for any private purpose, and will not, directly or indirectly, use the same for any of said purposes.

Sworn to before me this :

8th day of October, 1889.:

*Just H. Briscoll*  
COMMISSIONER OF DEEDS,  
N. Y. C.

*D. Bliss*

0096

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

City and County } ss.  
of New York, }

John P. Blair  
of Hoson Rogers & Son Street, aged 49 years,  
occupation and being duly sworn, deposes and says,  
that on the seventh day of September 1889, at the City of New  
York, in the County of New York, as deponent is informed

and verily believes, one Jefferson Hunt, (now  
on bail obligingly to appear in the extradition  
proceeding instituted for his return to this  
State) did feloniously obtain from one  
William A. Rogers, wood & miller, warehouse  
corner Jersey & Greenwich St (N.Y.) in this city  
the sum of \$100. in money & check for  
\$290.00 by means of & falsely pretending  
to the said Rogers that he the said Hunt  
was then authorized by the said Dodge & Bliss  
Box Co. to collect and receive the said sum  
of money from said Rogers for and on  
account of the said company, said Rogers  
having indebted to said company in other  
amounts for goods sold and delivered.  
On one October 2nd said Hunt was  
arrested in Jersey City by Detective Dalton  
of Jersey City on a warrant issued by  
Justice Hoag of this city, was taken  
before Justice Wood in Jersey City and  
on complaint of one Collins, a clerk in  
employ of said company, was committed  
for thirty days to await extradition proceedings  
as deponent is informed and believes, on the  
same day said Hunt gave bail to appear  
before said Justice whenever required so to do.  
Hunt has been employed by said company  
since 1878 acting as salesman and for a time  
up to 1885 as collector when he was dismissed  
redunding. He is about thirty two, single, and  
resides in West Side Avenue, Jersey City, where  
he has lived a number of years.

Sworn to before me this  
Sunday, October 1889  
James McLea  
Mary Public N.Y.C.

John P. Blair

0097

1779  
DISTRICT ATTORNEY'S OFFICE,  
City and County of New York.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Delos Bliss

vs.

Jefferson Hunt

Office Grand Jurors  
(false pretenses)

Dated October 7th 1889

Witnesses, Wm. A. Rogers

No. 11 W. Cor. Vesey & Greenwich Street,

John Heard

No. Central Office Street,

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

0098

Folio 1 Court of General Sessions

-----  
The People  
of the State of New York  
against  
J E F F E R S O N H U N T  
-----

S T A T E O F N E W Y O R K :  
City and County of New York : ss:  
:

I , W I L L I A M A . R O G E R S ,  
being duly sworn, depose and say as follows:

2 I am engaged in the business of dealing in  
wooden and willow ware and I have been a customer of  
the Dodge & Bliss Box Company, a corporation organized  
under the laws of the State of New Jersey, for a number  
of years, during all this time my place of business has  
been at 72 Vesey Street, New York. During the whole of  
this time I have known the Defendant in this action,  
Jefferson Hunt, and he has repeatedly collected from me  
the amount of bills which I from time to time have owed  
the said Dodge & Bliss Box Company, and upon such collec-  
3 tions has given to me in the name of the said company,  
receipts for the money I have paid him. In the course  
of this business I never heard the authority of Mr. Hunt  
to collect and receipt for money in behalf of the com-  
pany questioned.



0099

4 I believe that I have never made any payment to the Dodge & Bliss Box Company, except such payment as I have made through Mr. Hunt, though it is possible that on one or two occasions I may have paid the company directly. The checks which I have given to Mr. Hunt have always been drawn by me to the order of the Dodge & Bliss Box Company, and have come back to me through the regular banking channels with what I believe to be the endorsement of that company thereon, such checks being endorsed by the Treasurer, for deposit in the bank of the Dodge & Bliss Box Company and in my accounts current which I have received from time to time from the said company, prior to the 11th day of September, 1889, I have always been credited with the amounts of such checks as duly received by it.

5 I know that herein the said Jefferson Hunt is accused of obtaining from me on September 11th, 1889, at the City of New York, the sum of \$390. by false representations and with the design to appropriate the said money to his own use. I believe the said charge is absolutely false. I believe that the said Jefferson Hunt was duly authorized on the 11th day of September, 1889 to collect the amount from me which I then owed to the said company and that he made no false representations to me whatever at the time of the said collection on 6 the 11th day of September, 1889 or at any time previous thereto in relation to any other bill that he ever col-

0900

lected from me for said company. I verily believe that the collection which the said Hunt made from me on September 11th, 1889 was not made with an intent to deprive or defraud me of the same or of the use and benefit thereof or of any part thereof.

7 I have always had and now have the fullest confidence in the said Jefferson Hunt, believing him to be a strictly upright and honorable man.

If I have been placed by the District-Attorney of this County in the position of a prosecutor against the said Jefferson Hunt by reason of any transaction that I ever had with him, such position is one which I never intended to assume, and which I wish to withdraw from.

Sworn to before me this : *William A. Rogers*  
14 day of May, 1890. :

*James Forrest*  
*Notary Public*  
*M. J. Co*

Please take notice that a

of which the within is a copy, was duly entered  
and filed in the office of the clerk of the

on the ..... day of ..... 1890.

Dated, New York, ..... 1890.

Yours, etc.,

Evarts, Choate & Beaman,

Attorneys for

To

Esq.

Attorney for

COURT OF GENERAL SESSIONS

The People

of the State of New York

against

J e f f e r s o n H u n t

AFFIDAVIT OF WM. A. ROGERS.

EVARTS, CHOATE & BEAMAN,

Attorneys for J. HUNT.

52 Wall Street, New York City.

Due and timely service of a

is hereby admitted.

Dated, New York, ..... 1890.

Attorney for

0901

0902

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Jefferson Hunt

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

at New York

June 12<sup>th</sup> 1890

D. T. Bliss



0903

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST

*Jefferson Hunt*

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

*Jefferson Hunt*

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

The said *Jefferson Hunt*,

late of the City of New York, in the County of New York aforesaid, on the *seventh*  
day of *September*, in the year of our Lord one thousand eight hundred and  
eighty-*nine*, at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud *one William A. Rogers, who*  
*was then indebted to a certain corporation*  
*known as the Dodge and John Day*  
*Company in the sum of three hundred*  
*and ninety dollars,*

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

That *the* *the* said *Jefferson Hunt* was  
*then authorized by the said corporation*  
*to collect and receive from the said*  
*William Rogers the amount of the said*  
*indebtedness for and on account of the*  
*said corporation.*

0904

And the said William A. Rogers

then and there believing the said false and fraudulent pretenses and representations so made as aforesaid by the said Jefferson Hunt

and being deceived thereby, was induced, by reason of the false and fraudulent pretenses and representations so made as aforesaid, to deliver, and did then and there deliver to the said Jefferson Hunt, the sum of one hundred dollars in money, lawful money of the United States and of the value of one hundred dollars, and one written instrument and evidence of debt, to wit: an order for the payment of money of the said Jefferson Hunt, for the payment of and of the value of two hundred and ninety dollars and seventy cents of the proper moneys, goods, chattels and personal property of the said William A. Rogers.

And the said Jefferson Hunt did then and there feloniously receive and obtain the said proper moneys, goods, chattels, and personal property, from the possession of the said William A. Rogers, by color and by aid of the false and fraudulent pretenses and representations aforesaid, with intent to deprive and defraud the said William A. Rogers, of the same, and of the use and benefit thereof, and to appropriate the same to his own use

Whereas, in truth and in fact, the said Jefferson Hunt was not then and there authorized by the said corporation to collect or receive from the said William A. Rogers the amount of the said

0905

indebtedness for on account of the  
said corporation.

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said Jefferson Hunt  
to the said William A. Rogers was and were  
then and there in all respects utterly false and untrue, as the the said  
Jefferson Hunt  
at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said  
Jefferson Hunt  
in the manner and form aforesaid, by the means aforesaid, the said proper moneys, goods,  
chattels and personal property of the said William A. Rogers,  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,

District Attorney.

0906

**BOX:**

368

**FOLDER:**

3457

**DESCRIPTION:**

Hunter, George F.

**DATE:**

10/10/89



3457



Witnesses:

Geo. H. Young

off. doc. pro. civ. & children

Mary E. Sexton

59 Geo. R. Barron  
Counsel,  
Temple Court

Counsel,  
Filed 10 day of Oct 1889  
Pleads Guilty 11

THE PEOPLE

vs.

45-2-283.

2430-10-10-89.

2430-10-10-89.

George F. Hunter

Indemnitor  
[See 290, Canal Code]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

M. L. Cole, Foreman.

Panel III October 14/89  
Pleads Guilty

Fined \$100 #  
paid in cash

0907

0908

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

of No. 100 East 23<sup>rd</sup> St being duly sworn, deposes and says,  
that on the Twenty fourth day of September 18 87 at the city of  
New York, in the County of New York,

Sworn before me this

of September 25 day  
1887

Police Justice.

me George F. Hunter (own print)  
did unlawfully, admit to, and allow to  
remain in a certain Museum  
known as "Levis Barker Dime  
Museum" situated at Number 2286 -

Third Avenue in said city, a certain child  
named Harry Sexton, actually, and apparently  
under the age of sixteen years, to wit: of the  
age of fourteen years, said child not  
being accompanied by its parent or  
guardian.

Whereby I depose that said  
George F. Hunter acting the part of  
according to law - to wit: section 290  
of the Penal Code of the State of New York

George F. Hunter

0909

Sec. 198-200.

*J.* District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

*John J. Hunter* 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. *John J. Hunter*

Question. How old are you?

Answer. *45 years -*

Question. Where were you born?

Answer. *Pennsylvania -*

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

Answer. *1021 North Star Philadelphia*

Question. What is your business or profession?

Answer. *Bookkeeper - Museum*

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

Answer.:

*I am not guilty and demand a Jury trial J. J. Hunter*

Taken before me this

day of

*March*

188*9*

*W. J. Justice*  
Police Justice.

0910

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

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

Dated September 27 1889 Wm. B. Wells Police Justice.

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

Dated September 27 1889 Wm. B. Wells 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.



0911

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

See Report for information about defendant  
filed with these papers  
notify the Society at once.

0912

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George F. Hunter

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

Indictment accuse George F. Hunter of a Misdemeanor,

~~of the crime of~~

committed as follows:

The said

late of the City of New York, in the County of New York, aforesaid, on the  
twentyfourth day of September, in the year of our Lord one thousand  
eight hundred and eighty- — nine —, at the City and County aforesaid,  
did unlawfully admit to and allow to remain  
in a certain museum there situate, known as  
"Doris' Harlem Divine Museum", kept and  
managed in part by him, one Harry Sexton  
who was then and there a child actually and  
apparently under the age of sixteen years, to wit:  
of the age of fourteen years, the said child, <sup>not</sup> being  
then and there accompanied by its parent or  
guardian; against the form of the Statute in such  
case made and provided, and against the peace and  
dignity of the said People.

John R. Fellows, District Attorney.

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END OF  
BOX