

0703

BOX:

13

FOLDER:

168

DESCRIPTION:

Pelarez, Emanuel A.

DATE:

05/28/80



168

0704

1870.

Filed 28 day of May

Plends

vs. *Wm. Smith* (299)

THE PEOPLE

vs.

2

*Samuel Seay*

Assault and Battery—Felonious.

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

*(Signed) Wm. Smith*

Foreman.

Part. for June 8, 1870

Ind. & acquitted.

0705

Form 15.

## Police Court—Third District.

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

Mary Walsh

of No. 656 Water

Street

on Sunday the 24<sup>th</sup> day of May  
in the year 1880 at the City of New York, in the County of New York,

being duly sworn, deposes and says, that

He was violently and feloniously ASSAULTED and BEATEN by Edmund  
 P. Clough (nowhere) who wilfully and  
 feloniously pointed a revolving pistol (and  
 shown loaded with powder and ball and  
 attempted to discharge the same at  
 the body of this deponent

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

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

Sworn before me, this

of

May 24<sup>th</sup> day

1880

Mervin C. Coorbaury  
 Police Justice.

Mary Walsh

by

J. Walsh

Mund

0706

H. Cuba - 660 1000 10

Form 15.

Police Court—Third District.

THE PEOPLE, & Co.,  
ON THE COMPLAINT OF

Wm. H. H. H.

Eugene A. Selig

Dated May 24 1880

Attorney at Law

Sergeant  
7th

WITNESSES:

John S. S.

The Plaintiff alleges that the  
same of defendant is defaced  
by the defendant's own hand

Ten hundred & no more.

To amount General Session.

Maggie H. H.

500 1000 1000

34

0707

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Emanuel Pelmar being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Emanuel Pelmar

Question.—How old are you?

Answer.—fifty four

Question.—Where were you born?

Answer.—Cuba

Question.—Where do you live?

Answer.—656 West St

Question.—What is your occupation?

Answer.—Cigar Maker

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

Answer.—I say nothing. The officer broke open my door. I defended myself.

Emanuel Pelmar

Taken before me, this

24 day of May

1880

James A. [Signature]  
Police Justice

0709

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*Emanuel A. Pelarey*

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

on the *twenty fourth* day of *March* in the year of our Lord  
one thousand eight hundred and ~~eighty eight~~ *eighty eight*, with force and arms, at the City and  
County aforesaid, in and upon the body of *Mary Welsh*  
in the peace of the said people then and there being, feloniously did make an assault  
and to, at and against *her* the said *Mary Welsh*  
a certain *pistole* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *Emanuel A. Pelarey*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,  
with intent *her* the said *Mary Welsh*  
thereby then and there, feloniously and wilfully to kill, against the form of the Statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

SECOND COUNT.

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

*Emanuel A. Pelarey*  
with force and arms, in and upon the body of the said *Mary Welsh*  
in the peace of the said people then and there being, wilfully and feloniously did make  
an assault and to, at and against *her* the said *Mary Welsh*  
a certain *pistole* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *Emanuel A. Pelarey*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,  
with intent *her* the said *Mary Welsh*  
thereby then and there, feloniously and wilfully to kill, against the form of the Statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

## THIRD COUNT.

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

*Emmanuel Pelarez*  
with force and arms, in and upon the body of the said *Mary Welsh*  
then and there being, wilfully and feloniously, did make an  
assault and to, at and against *her* the said *Mary Welsh*  
a certain *pistole* then and there loaded and  
charged with gunpowder and one leaden bullet, which *pistole* the said

*Emmanuel Pelarez*  
in *his* right hand, then and there had and held, wilfully and feloniously, and  
without justifiable and excusable cause, did then and there shoot off and discharge,  
with intent, then and there, thereby *her* the said

*Mary Welsh*  
wilfully and feloniously then and there to injure, against the form of the Statute in  
such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

## FOURTH COUNT.

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

*Emmanuel Pelarez*  
with force and arms, in and upon the body of the said *Mary Welsh*  
then and there being, wilfully and feloniously, did make an  
assault and to, at and against *her* the said *Mary Welsh*  
a certain *pistole* then and there loaded and  
charged with gunpowder and one leaden bullet, which *pistole* the said  
in *his* right hand, then and there had and held, wilfully and feloniously, and  
without justifiable and excusable cause, did then and there attempt to shoot off and  
discharge, with intent, then and there, thereby *her* the said

*Mary Welsh*  
wilfully and feloniously then and there to injure, against the form of the Statute in  
such case made and provided, and against the peace of the People of the State of  
New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0711

**BOX:**

**13**

**FOLDER:**

**168**

**DESCRIPTION:**

**Pepper, Matthew**

**DATE:**

**05/13/80**



168

0712

127

Day of Trial

Counsel,

Filed 13 day of May

1886

Pleads

THE PEOPLE

vs.

Matthew Lepper

Violation of Excise Law.

BENJ. K. PHELPS,

District Attorney.

May 25. 1886  
Paid discharge

A TRUE BILL.

(Signature)

Defendant in said case, the Foreman,  
has quit his business of selling  
liquor. I think his bond  
may be properly discharged.  
D.C.B.

0713

**Court of General Sessions, Part One**

THE PEOPLE

vs.

INDICTMENT

For

*Matthew Lepper*

To

*vs. Theodore Halgarung*

No. 610

11

Av.

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Sunday* the *14<sup>th</sup>* day of *May* instant, at eleven o'clock in the forenoon.

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

BENJAMIN K. PHELPS,

District Attorney.

0714

*Theodora Helgarey*

610

11<sup>th</sup> Av.

0715

**Police Court, Fifth District.**

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

of No. 21 Recruit Police Street,  
of the City of New York, being duly sworn, deposes and says, that on the 15 day  
of April 1880 in the City of New York, in the County of New York, at  
No. 311 E. 38th Street,  
Matthew Pepper. nonpresent

did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and  
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk  
in the house or premises aforesaid, contrary to and in violation of law.

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

of April 1880 } 15 day } Thomas Murphy  
 sworn to before me, this  
Police Justice.

0716

54. Gre -

Police Court, Fifth District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Thomas Murphy

21 vs.

Matthew Pepper

Dated 15 day of April 1880

21 - W. Magistrate.  
Murphy Officer.

Witness,

Bailed \$ 100 to Ans.

By Theodore Walgarung

610-11 Avenue



Violation Exolise Law.

0717

CITY AND COUNTY } ss.:  
OF NEW YORK,

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

That

Matthew Pepper

late of the *twenty first* Ward of the City of New York, in the County of New York, aforesaid, on the *fifteenth* day of *April* in the year of our Lord one thousand eight hundred and eighty *at the Ward*, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, 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 jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one

Thomas Murphy

; without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, 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 jurors aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.~~

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

0718

**BOX:**

**13**

**FOLDER:**

**168**

**DESCRIPTION:**

**Peterson, John**

**DATE:**

**05/06/80**



168

0719

W 29

Counsel, J. O. Smith  
Filed 6 day of May 1880.  
Pleads

vs THE PEOPLE  
vs John Peterson  
vs 28.  
Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.  
(Signed) J. O. Smith

Foreman.  
Part Two - May 7 - 1880  
Pleads - S. L.  
1 S. L. one year.

0720

Police Court—Third District.

CITY AND COUNTY  
OF NEW YORK.

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

Question.—What is your name?

Answer.—John Peterman

Question.—How old are you?

Answer.—19 years

Question.—Where were you born?

Answer.—Boston

Question.—Where do you live?

Answer.—483 Chatham Street

Question.—What is your occupation?

Answer.—Room-ten

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

Answer.—I am guilty  
John Peterman  
Mr K.

Taken before me, this

Frank day of October

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Justice.

0721

Third

## DISTRICT POLICE COURT—

AFFIDAVIT—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss.of No. 137. Bowery

Street.

Henry Tillmanbeing duly sworn, deposes and says, that on the 30<sup>th</sup> day of April 1880at the premises the Store in house No 137 Bowery<sup>4th</sup> City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

the following property, viz.:

a piece of cloth containing or measuring  
Eleven yard or more, of the value  
of Forty dollars or morethe property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by John Petersen (now here) from thefact that deponent was informed by August  
W. Guicke, that he said Guicke, saw said  
John Petersen take on said day, and in  
said place, take said piece and of cloth  
and walk away with it, when he said  
John Petersen was stopped by said August W.  
Gucke; who found said piece of cloth in possession  
of said John Petersen; therefore deponent charges  
that said John Petersen, did feloniously take steal and  
carry away said piece of cloth H. TillmanSworn before me this Tenth day of May 1880  
POLICE JUSTICE.



0723

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*John Peterson*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*thirteenth* day of *April* in the year of our Lord  
one thousand eight hundred and ~~eighty~~ *eighty* at the Ward, City and County aforesaid,  
with force and arms,

*One piece of cloth of the value of forty dollars  
Eleven yards of cloth of the value of three  
dollars and sixty four cents each yard*

of the goods, chattels, and personal property of one *Henry J. Fallmann*

then and  
there being found, 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.

0724

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

*John Peterson*

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

*One piece of cloths of the value of  
forty dollars —*

*Eleven yards of cloths of the value of  
three dollars and sixty four cents  
each yard*

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

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

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

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

BENJAMIN K. PHELPS, District Attorney.