

0369

BOX:

344

FOLDER:

3248

DESCRIPTION:

Barry, William

DATE:

03/06/89



3248

0370

Witnesses:

Counsel,
Filed
Pleads,

10
6
day of March 1889

THE PEOPLE

vs.

William Barry

P

JOHN R. FELLOWS,
District Attorney.

Grand Larceny Second degree.
[Sections 528, 537, 532, Penal Code].

A True Bill.

Chas. S. [Signature] Foreman.

[Signature] Foreman
S. P. Lugo & Co. [Signature]

0371

Police Court

District

Affidavit—Larceny.

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

Joseph Killoe
of No. 21 Beaver Street, aged 22 years,
occupation Agent being duly sworn
deposes and says, that on the 9 day of February 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 night time, the following property, viz:

One suit of clothes,
one overcoat, one shirt
and food and lawful
money of the United States
of the amount and value
of six dollars the whole being
valued as forty one 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 William Barry (now here)

on the said date deponent brought
the said defendant to his room
to lodge with him and when
deponent came to bed he placed
the said property in said
room the defendant being in
the said room at the time, when
deponent awoke he found that
the said property was missing
and also the defendant. Deponent
says that the defendant admitted
in the presence of Officer Mullin
(Chempans) to having stolen the said property and
upon being arraigned in court, a coat which
is a portion of the stolen property was found in
the possession of the defendant. Joseph Killoe

Sworn to before me, this
day of February 1889

of
Police Justice.

0372

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

William Barry 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.

William Barry

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York

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

Answer.

190 Park Row. Newark.

Question. What is your business or profession?

Answer.

Press finisher

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

Answer.

I am guilty.

William Barry

Taken before me this

day of *January* 188*8*

Robert M. ...

Police Justice.

0373

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.....

Leander
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 *July 17* 188 *W. J. Bennett* 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 he to be discharged.

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

0374

Police Court---

266 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Dillon
vs. *Deaver*
William Barry

Wm Barry
Att'ny

1 _____
2 _____
3 _____
4 _____

Dated *Feb 17* 1889
Ford Magistrate.
Mullen & Clark Officer.
of _____ Precinct.

Witnesses _____
No. _____ Street.
No. _____ Street.
No. _____ Street.



\$ *200* to answer
Wm Barry

BAILED,

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

0375

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Barry

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

William Barry

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

The said

William Barry

late of the City of New York, in the County of New York aforesaid, on the fourth day of February in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, one coat of the value of ten dollars, one vest of the value of four dollars, one pair of trousers of the value of six dollars, one overcoat of the value of fifteen dollars, one shirt of the value of one dollar, and the sum of six dollars in money, lawful money of the United States and of the value of six dollars,

of the goods, chattels and personal property of one

Joseph Willou

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.

0376

SECOND COUNT—

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

William Barry

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *William Barry*

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,
*one coat of the value of ten dollars,
one vest of the value of four dollars,
one pair of trousers of the value of six dollars, one overcoat of the value of fifteen dollars,
one shirt of the value of one dollar,
and the sum of six dollars in money, lawful money of the United States and of the value of six dollars.*

of the goods, chattels and personal property of one

Joseph Dillon

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

Joseph Dillon

unlawfully and unjustly, did feloniously receive and have; the said

William Barry

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

JOHN R. FELLOWS,
District Attorney.

0377

BOX:

344

FOLDER:

3248

DESCRIPTION:

Behan, John A.

DATE:

03/28/89



3248

0378

7.4 apm 1889

173 Purdy

Counsel,

Filed *28* day of *March* 1889

Pleads *Chiquely. Appl.*

Gaming
[Sec. 336, Penal Code]

THE PEOPLE

7 *April 25/1889*

John A. Behan

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Chas. J. Scott Foreman.

Witnesses:

Off Thomas

v. v.

0379

Police Court, District.

City and County } ss.
of New York,

of No. 28th Precinct, Street, aged 46 years,
occupation Police Officer being duly sworn, deposes and says,
that on the 12th day of March 1889, at the City of New
York, in the County of New York,

John Behan (nowhere) did
unlawfully and feloniously
engage as game keeper in a
game chance where money is
dependent upon the result of
the ferry boat. Kingston of the
West Shore line of ferry boats while
in the waters of the North or Hudson
River near the foot of Jay Street
at that department said the said
Behan fix a stand upon said
ferry boat. Ferry boat place
the shells and a few upon
said stand and then invited
persons on said boat to take
a chance for the sum of One
dollar in violation of the
statute in such case made
and provided

Wm. N. Thomas

Sworn before me
This 12th day of March 1889

Police Justice

0380

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Behan 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 Behan*

Question. How old are you?

Answer. *27 Years.*

Question. Where were you born?

Answer. *Brooklyn N. Y.*

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

Answer. *57 North 9th St. Brooklyn N. Y.*

Question. What is your business or profession?

Answer. *Bag. Sewer*

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 of the charge*

I John A. Behan

Taken before me this

day of

March

188*9*

John A. Behan
Police Justice.

0381

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

John Dehann
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 March 13 1889 Levy Ames Police Justice.

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

Dated March 13 1889 Levy Ames 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.

0382

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William H. Thomas
vs.
John Behan

Office *James [unclear]*

2
3
4
Dated *March 13* 188*9*

James [unclear] Magistrate.
H. Thomas Officer.

Witnesses
No. *38* Precinct.
Robert [unclear]
38. Thomas Street.
James G. Adams
38. Thomas Street.

No. _____ Street.
\$ *500* to answer *H.S.*

Com



BAILED.

No. 1, by *Cornelius Naylor*
Residence *46 Grand St. Brooklyn* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.



0383

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John A. Sedman

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

John A. Sedman of a Misdemeanor,

of the crime of

committed as follows:

The said

John A. Sedman,

late of the City of New York, in the County of New York, aforesaid, on the ~~twelfth~~ day of ~~March~~ in the year of our Lord one thousand eight hundred and eighty-~~eight~~ ^{nine}, at the City and County aforesaid, did unlawfully and use a certain stand and table, and certain articles and apparatus commonly used and intended to be used in playing a certain game of chance upon which money is usually wagered (the name and a more particular description of which said game of chance is to the Grand Jury aforesaid unknown) to wit: certain shells and a certain pen, within a certain vessel then main-
taining the waters of this State there, commonly called the North River, there

0384

is Kossay, in and on board of a certain
steambreak and ferry-boat called the
"Kinsington", 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 P. Kellom,
District Attorney.

0385

BOX:

344

FOLDER:

3248

DESCRIPTION:

Benz, Herman

DATE:

03/06/89



3248

0386

Witnesses:

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

Herman Benz

March 6/19

sent to the Court of Criminal Sessions for trial by jury in the Court for District.

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Chas. H. Scott Foreman.

Legal practice of Henry [Year 280, 200 of 1889]

6 day of Feb 1889

W. J. Ray

0387

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Herman Benz

The Grand Jury of the City and County of New York, by this
Indictment accuse *Herman Benz*

of the crime of *unlawfully practicing dentistry*

committed as follows:

The said *Herman Benz*

late of the City of New York, in the County of New York, aforesaid, on the
thirtieth day of *January* in the year of our Lord one thousand
eight hundred and eighty-*nine*, at the City and County aforesaid,

did unlawfully practice dentistry
for fee and reward, not having then
and there received a proper diploma
or certificate of qualification from
the State Dental Society or from the
Faculty of any reputable dental or
medical college, recognized as such
by said society, and not having then
registered in the office of the Clerk
of the said county (being the county
where his place of business was then
located) in a book prepared and kept

0300

By the said dent for that purpose,
giving his name, office and post office
address and the date of such registration,
and not having then received a
certificate of such registration as provided
by law, he the said Herman Benz
not being a person who was engaged
in the practice of dentistry in the State
of New York on the 20th day of June,
1879 and who had complied with the
requirements of section three of an
act of the Legislature of this State entitled
"An act to regulate the practice of
dentistry in the State of New York," as
Chapter 280 of the laws of 1888, being
amended by a certain other act of the
Legislature aforesaid entitled "An act
to amend Chapter 540 of the laws of
1879 entitled 'An act to regulate the
practice of dentistry in the State of New
York,'" and he the said Herman
Benz not being a student pursuing
a regular course of instruction, and such
practice as hereinabove alleged to have
done in assisting a person in the
practice of dentistry unqualified by law,
and the said Herman Benz not having
received such diploma or certificate as
aforesaid, and not being so registered
and not having received a certificate
thereof, afterwards known on the said

0389

kinely, first day of January in the
year of our Lord one thousand
eight hundred and eighty nine, did
unlawfully perform the operation of
dentistry known as filling a tooth, in
and upon one Edward Spring, by
cutting and excavating one of the teeth
of the said Edward Spring, and placing
and inserting in the cavity thereby
caused, a foreign substance, and for
so practicing dentistry and performing
said operation did then and there receive
from the said Edward Spring the
sum of fifty cents in money, lawful
money of the United States and of
the value of fifty cents, as a fee
and reward, 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. Bellows

District Attorney

0390

BOX:

344

FOLDER:

3248

DESCRIPTION:

Bergen, John W.

DATE:

03/19/89



3248

Witnesses:

Counsel, *B. W. [unclear]*
Filed *15* day of *March* 188*9*
Plsads, *Carroll vs*

Assault in the First Degree, Etc.
(Sections 217 and 218, Pennl Code).

THE PEOPLE

vs.

P

John W. Bergen

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Chas H. Scott Foreman.

W. H. [unclear]
Speed [unclear]

0392

Police Court 1st District.

CITY AND COUNTY OF NEW YORK, } ss.

of No. St James Street,

on Tuesday the 19th day of February

in the year 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John W Bergen (nowhere)
who did wilfully and maliciously
cut and stab deponent with the
blade of knife on the nose
injuring deponent severely and
struck deponent a number of
violent blows on the head with
a wooden potato masher cutting
deponents head in a severe manner

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

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

Sworn to before me, this 20th day

of Feb 1889

Thomas Moelsley

G. M. [Signature]

POLICE JUSTICE.

0393

Sec. 198-200.

106
District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

John W Bergen 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. John W Bergen

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York City

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

Answer. 54 James St 2 years

Question. What is your business or profession?

Answer. Printer

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

John W Bergen

Taken before me this

day of July

1889

J. M. ...
Police Justice.

0394

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

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

Dated *Feb 20* 188*9* *J. H. ...* 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 he to be discharged.

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

0395

Police Court---

1st-285 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Mockley
84. vs. James
John B. Bergen

Office
J. B. Bergen

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1
2
3
4

Dated Feb 20 1889

Ford Magistrate.

Peter S. Farney Officer.

4 Precinct.

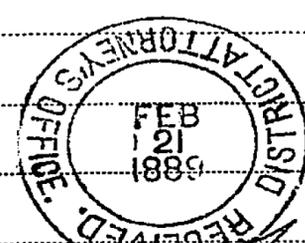
Witnesses

No. Street.

No. Street.

No. Street.

\$ 500 to answer



filed 21 Feb 1889

Com
J. B. Bergen

0396

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

John W. Bergam

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. The defendant in this case is my son-in-law, on the night of this assault he (the defendant) to the best of my belief was under the influence of liquor, we had a little argument about family affairs, and I provoked him so, that when I realized afterwards ^{what} happened I think I was partially to blame myself, and he being ~~is~~ married, his ^{wife} will need his support, and he being confined so long that I think his wife will not recover if he dont get out soon.

Sworn to before me.
this 11th day of March, 1889.
Jas. H. Driscoll

COMMISSIONER OF DEEDS,
N. Y. C.

Thomas M. McKee

0397

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John W. Bergen

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

John W. Bergen of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said John W. Bergen

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of February in the year of our Lord one thousand eight hundred and eighty nine, with force and arms, at the City and County aforesaid, in and upon the body of one Thomas Mockley, in the peace of the said People then and there being, feloniously did make an assault, and - him - the said Thomas Mockley with a certain knife and also with a certain potato masher which the said John W. Bergen in his right hand then and there had and held, the same being a deadly and dangerous weapons then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent him the said Thomas Mockley thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT-

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

John W. Bergen of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John W. Bergen

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

Thomas Mockley with a certain knife, and also with a certain potato masher which the said

John W. Bergen in his right hand then and there had and held, the same being a weapons and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, 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.

0398

THIRD COUNT—

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

John W. Bergen
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

John W. Bergen
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Thomas Mackley in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said *Thomas Mackley*
with a certain *knife*, and also with a
certain *potato masher*,
which *he* the said *John W. Bergen*
in *his* right hand then and there had and held, in and upon the *nose*
and head of *him* the said *Thomas Mackley*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Thomas Mackley*.

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.

0399

BOX:

344

FOLDER:

3248

DESCRIPTION:

Berman, Max

DATE:

03/21/89



3248

0400

Witnesses:

.....
.....
.....

[Faint, illegible text]

Counsel,
Filed *April 1889*
Pleads, *Christy Kelly*

THE PEOPLE
vs.
Max Bernain
Grand Larceny *Second degree.*
[Sections 528, 537 - Penal Code]

JOHN R. FELLOWS,
April 20 1889 District Attorney.
Spied & Lezzovito
S.P. 3 yrs. *P.B.M.*

Alch. H. Scott Foreman.

April 25th
F.S.S.

T.

0401

Police Court 3 District.

Affidavit—Larceny.

City and County }
of New York } ss.:

of No. 69 E. 4th St. Street, aged 36 years,

occupation peddler being duly sworn

deposes and says, that on the 14 day of March 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

person of deponent, in the day time, the following property, viz:

Good and lawful money of the United States consisting of bills or notes and silver coins amounting to about twenty three dollars

(23⁰⁰)

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 Max Berman (now here)

for the reason that on the above-mentioned date about the hour of 3 o'clock in the afternoon Deponent was standing on the sidewalk in front of No. 69 E. 4th St. when the said deponent thrust his (deponent's) hand into the right trunk pocket of deponent's trousers, which was then and there worn on the person of deponent and took therefrom the above-described property.

Ghedale Broukental

Sworn to before me, this 15 day of March 1888
of Ghedale Broukental
Police Justice.

0402

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Max Bernian 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. *Max Bernian*

Question. How old are you?

Answer. *23 years.*

Question. Where were you born?

Answer. *Russian Poland*

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

Answer. *111 Delancey Street and 2 months*

Question. What is your business or profession?

Answer. *Coder*

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.*

Max Bernian
mark

Taken before me this

day of *March* 188*8*

[Signature]
Police Justice.

0403

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

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

Dated March 15 188 [Signature] Police Justice.

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

Dated [Signature] 188 [Signature] Police Justice.

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

Dated [Signature] 188 [Signature] Police Justice.

0404

Police Court--- 3 402 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*Gedalia Ben-Kayth at
169 Edgidge
Max Korman*

*Offender
Lapcey from
the prison*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated *March 15* 188

W. J. Duffy
Comer

Magistrate.

Officer.

11 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

500 to answer

Comer
W. J. Duffy
Max Korman



0405

The People
vs.
Max Berman.

{ Court of General Sessions, Part I.
Before Judge Martine.

April 25, 1939.

Indictment for grand larceny in the second degree.

Gedule Brukental sworn and examined through the
Interpreter.

I live at 147 Forseith Street and was in this city on the
14th of March, I was in front of 89 Eldridge Street about
three o'clock on the afternoon of that day, I was staying
there, I do not live there now, I was on the steps of the
basement and I was sober, I saw the Defendant there, I
know him by sight about two or three months, we were not
particular friends. I live in the basement, I was stand-
ing at the steps, I had a box there with some goods on,
there was three or four others with him and they came up
and were shaking the box, I came out and told him, "my
dear sir, go away from that box", I spoke in German to
him, and when I told him to go away the Defendant got me
around the waist and kind of tussled with me, pulled my leg
up towards my head and at the same time put his hand in my
pocket and pulled my pocket-book out, he was standing on
the sidewalk and pulled me over; after he pulled my leg
I felt the tug on my pocket, then he let go of me and I
found my pocket-book was gone, I know sure it was the de-
fendant, he went away to the second house, a coffee house.
I had twenty-three dollars, a little more or less, in the
pocket-book, it was my own money, I knew a minute or two
before he put his hand in my pocket that I had it; a
countryman of mine came and I wanted to give him a dollar,
I took the money out and put it back again. From the

0406

time that the defendant took his hand out of my pocket to the time that I discovered my loss nobody else touched me.

Cross examined. I lived at 39 Eldridge Street since last August, I kept a stand there with dry goods, jewelry and fruit, it was right over the basement, there is a box by the side of the basement and that is the box I kept my stand on and that is the one they commenced to shake, I was standing on the step near the box. I had the money in my pocket a minute before this happened which was between two and three o'clock. I did not go down to the Eldridge Street Station House between eleven and twelve o'clock on that day and report that I had lost some money but I went there between three and four. I only took the money out once that day and that is when I gave a dollar to a man and I put it back into my pocket, I counted the money the night before and I had twenty-two dollars and sixty cents, I did not count the money at the time I gave the man the dollar, I had a ten dollar bill, a five dollar bill, two two dollar bills and the rest of it in silver, it was in a pocket-book and he took the pocket-book, I did not see him put his hand in my pocket but I felt it; he wanted to give me the money back that I should not go to trial, After taking the money he went in the coffee house the second house across the street; I did not follow him because I was afraid they would lick me. I did not see him again until he was arrested. They asked him in Court to show what he had and I understood they took out some money that they found some silver and some letters on him. He spoke to me in Hebrew, he said, "what do you want to put up this on me, you want to put me in misfortune"; he said

0407

if I should have come to him he would have given me a few dollars and I should not come to Court. He said this in Court, the Judge and the police were there but he told it to me in Hebrew in a quiet way. I did not tell the judge what he said to me, I was kind of stupefied and I did not know what was the matter with me, that is the only reason I did not tell the Judge what he said to me. I went first to the Eldridge Street Station House and a detective came with me, I was present when the officer took him out of the coffee-house about an hour after I lost my money.

George Connor sworn and examined.

I am an officer of the municipal police of the 11th precinct of this city; on the 14th of March I arrested the defendant about twenty minutes past three, I think the number of the house in Eldridge Street was 69, the complainant came to the Station House, we had an interpreter to interpret to the Sergeant, he stated that he lost some twenty-three dollars. I took him along down to Eldridge Street; we went into a restaurant, there was several men sitting inside and he picked the Defendant out as the man who had robbed him, I could not understand what he said but he pointed to this man and I arrested him, there was five or six other men there, the complainant pointed the defendant out the moment he went in, he spoke kind of broken English, that was the man, I placed him under arrest and took him to the Station House.

Cross Examined. I am not positive what number in Eldridge Street the coffee saloon was, I only saw the complainant once that day in the Station House, the prisoner had seven dollars and some fractional currency loose in his pocket.

0408

Max Berman sworn and examined in his own behalf testified:

I am twenty-three years old and am a peddler, I have been over six years in this country, I peddle dry goods and everything, I was in the country a few weeks before I got arrested, I was in Troy, N.Y., I was traveling through the country and through villages peddling dry goods, I came back to New York three days before the 14th of March, I was stopping at 111 Delancy St., I was living with a friend named Meyer Marks. I understood what the complainant said on the stand here to-day,

Did you on the 14th day of March or at any other time about three o'clock in the afternoon go to his stand at 69 Eldridge Street? I never was by his stand, I went to the coffee house at half past eleven in the morning and had a cup of coffee and a piece of cake, I left there at ten minutes to twelve and went to dinner and was at 111 Delancy Street till about a quarter to three, I was going to Suffolk Street and I met a man, Max Hochstein who is a tailor too, I went to his house in Suffolk Street about three o'clock, it took me about ten minutes to go from Delancy to Suffolk Street, Hochstein was not at home but I met him on the corner as I was going back to my house and we went back to the coffee house in Eldridge Street and got there about a quarter after three. I did not stop at the complainant's stand and did not speak to him as I passed, I did not touch the man, maybe I saw him as I was passing the stand but I did not notice him, I know him, I did not take any pocket-book from him, I was never arrested.

Cross Examined.

I was never arrested for any crooked business, I was arrested in Essex Street once

0409

when I was drunk, I was arrested once when people were playing cards in a place and they took me out, I was in Newark, N.J. once waiting for a train and I had a bundle and they took me along to the Station House but not for stealing; there were two boys from New York waiting for the train and after I came to the depot they were speaking to me, the officer had suspicion of one fellow, he was going into the water-closet, it was two o'clock in the night, he took that fellow and took me along too because I was talking to the fellow. I was never convicted of crime in my life, I am here six years and I never was in prison, I was working in Chicago as a bar-keeper but was never arrested there. When I answered the District Attorney that I was never arrested before, I meant that I was never arrested for stealing. The bundle that I had in Newark was a bundle of goods that I had bought. I was taken to the Station House and after two days I was discharged, I was arrested as a suspicious character but no charge of stealing was made against me.

Max Hochstein sworn and examined.

I am a pocket-book maker and live at 129 Suffolk St., I know the Defendant and remember the 14th of March, I met him on the corner of Delancy and Suffolk Streets on that day about a quarter to three o'clock, I walked with him up as far as Grand Street and went into a coffee shop and got there about fifteen minutes after three, I saw the complainant who keeps a stand in the morning but I never spoke to him; when I was walking with the Defendant he did not shake the Complainant's box and endeavor to throw him over

0410

or take any money from him, I went in with him to the coffee shop, we were sitting down and playing a game of pinnakel, I was there when he was arrested; when he was in my company he did not go near this complainant or take a penny from him.

Cross Examined. I know the Defendant about a year, I have seen him often and am a friend of his, I meet him when he comes from the country, I was arrested once when I was peddling a couple of years ago for having no license and standing on the sidewalk. There was nobody in my company when we walked along the street but the Defendant, I hav known the complainant by sight a couple of wecks, he was at his stand when I passed, I did not speak to him nor did the Defendant, I know this was the 14th of March because it was on a Thursday; the complainant had on his stand apples and cigarettes.

Bernard Bernstein sworn and examined.

I live 89 Mulberry Street, am a tailor and am a married man, my family is in England, I am ony five months here, I saw the Defendant and another man come into the coffee shop ten minutes or a quarter past three on the 14th of March, the other man was the witness who was just on the stand, I know it was on a Thursday, I asked the boss of the saloon what time it was because I wanted to go back and finish my work, and the Defendant and his friend came in, they were playing pinnakel, I was there when he was arrested, he was in there I should think about an hour and a half or two hours before he was arrested.

0411

b

Louis Pilzer sworn.

I live 114 Suffolk Street and am a barber, I am in that business twelve years, I am a married man and live there with my family, I know the Defendant pretty near a year, he comes into my place and so far as I know his character is good, I know some people who know him but they did not ever speak about him, I have never had occasion to speak to the police about him.

George Connor recalled by Mr. Bedford.

I know the general character of the Defendant for honesty and that it is very bad in the police department. I have not had occasion before this to arrest him personally but my partner had, I do not know that he has been ever convicted and all that I know about him is what I have been told.

The Jury rendered a verdict of guilty.

The Defendant was sentenced to the State Prison for three years.

0412

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Max Berman

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by

this indictment, accuse *Max Berman*

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

The said

Max Berman

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *March* in the year of our Lord one thousand eight hundred and
eighty-*nine*, at the City and County aforesaid, with force and arms, in the
day time of the same day, divers promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of *twenty*

dollars ; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of
twenty
dollars ; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of *twenty*

dollars ; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of *twenty*

dollars ; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *three dollars*

of the goods, chattels and personal property of one *Ghedale Brukental*, on
the person of the said *Ghedale Brukental*, then and there being found,
from the person of the said Ghedale Brukental
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.*

0413

BOX:

344

FOLDER:

3248

DESCRIPTION:

Bishop, Frank

DATE:

03/29/89



3248

0414

Witnesses:

J. Stoenge

Counsel,

Filed

29 day of March 1889

Pleads,

Chattel

317

THE PEOPLE

vs.

Frank Bishop

J. W. S.

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. S.cott Foreman.

Officially

J. Lewis
Gen'l. Sec'y
Pen. 11 m. 1889
R. B. M.

0415

Police Court— 2 District.

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

of No. 520 West 38 Street, aged 32 years,
occupation Labourer being duly sworn

deposes and says, that on the 23 day of March 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frank Bishop (now here) who struck deponent two violent blows on the head with a large iron wrench, then and there held in his said defendant's hands, severely and grievously wounding and cutting deponent's head knocking deponent down

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

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

Sworn to before me, this 24 day }
of March 1889 } John Strong

[Signature] Police Justice.

0416

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Frank Bishop

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. No 211 West 16 Street & about 5 weeks

Question. What is your business or profession?

Answer. I drive a Truck

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. The complainant struck me
with his fist, he then attempted
to strike me with the wrench
and I ~~took~~ took the wrench
away from him.

Frank Bishop

Taken before me this
day of March
1888

John J. Kelly
Police Justice.

0417

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 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 Mar 24 1889 Samuel M. Smith 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.

0418

Police Court--- 2 445 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Stranigan
320 West 138
Frank Bishop

Offence
Below

2
3
4
Dated March 24 1889
D. O'Reilly Magistrate.
Perry Officer.
Precinct 9

Witnesses Louis Blumway
No. 331 West 13 Street.



No. _____ Street.
No. _____ Street.
\$ 1000 to answer 750

COMMITTED.

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

0419

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Bishop

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

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

The said *Frank Bishop*

late of the City of New York, in the County of New York aforesaid, on the *twenty-third* day of *March* in the year of our Lord one thousand eight hundred and eighty-~~nine~~, with force and arms, at the City and County aforesaid, in and upon the body of one *John Strong* in the peace of the said People then and there being, feloniously did make an assault, and *him* the said *John Strong* with a certain *iron wrench*

which the said *Frank Bishop* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon then and there wilfully and feloniously did strike, beat, cut, ~~stab~~ and wound,

with intent *him*, the said *John Strong* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said *Frank Bishop* of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Frank Bishop*

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

John Strong with a certain *iron wrench*

which the said *Frank Bishop* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, ~~stab~~ and wound, 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.

0420

THIRD COUNT—

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

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

The said Frank Bishop

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid at the City and County aforesaid, with force and arms, in and upon the said
John Streng in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said John Streng
with a certain iron wrench

which he the said Frank Bishop
in his right hand then and there had and held, in and upon the head
_____ of him the said John Streng

then and there feloniously did wilfully and wrongfully strike, beat, ~~stab~~, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said John Streng

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.

0421

BOX:

344

FOLDER:

3248

DESCRIPTION:

Blake, Joseph M.

DATE:

03/28/89



3248

0422

W. J. Gordon
1876

Counsel,

Filed 28 day of March 1889

Pleas, Not guilty, &c.

For 290 Court Cases

THE PEOPLE

vs.

B

Joseph M. Blake

W. J. Gordon

JOHN R. FELLOWS,

District Attorney.

Capital of 1889, Virginia
A TRUE BILL.

Chadwick Scott Foreman.

April 9/89
Charles Gault

Fine \$25.00 P.M.
Paid

Witnesses

E. J. Gentry
Off. Grand J.

0423

5 District Police Court.

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

G. Chauncey Grant

of Number 100 East 23 Street being duly sworn,
deposes and says, that on the seventh day of March 1889, at the
City of New York, in the County of New York, at No. 2098 Third Avenue
one Joseph M. Blake, did unlawfully
admit to and allow to remain in
a certain museum or theatre known
as the "Harlem Museum" being
a place of entertainment injurious
to the health and morals, of said
owned or managed in whole or in
part by said Joseph M. Blake, a
certain child called Joseph Hance
said child then and there being
actually and apparently under
the age of sixteen years, to wit of
the age of thirteen years, said
child then and there being
unaccompanied by his parents
or guardian in violation of Sec
2090 Penal Code

Wherefore the complainant prays that the said Joseph M. Blake

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this 7
day of March 1889

G. Chauncey Grant
A. J. White
Police Justice.

0424

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT, 5 DISTRICT.

Margaret Haunce

of No. 2105 2d Avenue Street, aged 34 years,
occupation _____ being duly sworn deposes and says

that on the seventh day of March 1889

at the City of New York, in the County of New York, Joseph Haunce

now here, is the son of deponent
and on October 22, 1878. the said
child was thirteen years of age
and deponent further says

that said child went to the
Harlem Museum as she is informed
without her permission and
unknown to her.

Margaret Haunce

Sworn to before me, this

of

March 7 1889

Day

[Signature]

Police Justice.

0425

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Joseph M. Blake 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. Joseph M. Blake

Question. How old are you?

Answer. 44 years

Question. Where were you born?

Answer. Mass.

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

Answer. 377 Smith Ave

Question. What is your business or profession?

Answer. Bow Keeper at Harlem 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
Joseph M. Blake

Taken before me this

day of March 1889

[Signature]

Police Justice.

✓

0426

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 _____

Joseph M. Blake
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
\$200 *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 *March 7* 188 *9* _____ *Police Justice.*

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

Dated *March 9* 188 *9* _____ *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.*

0427

Police Court-- 422 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

G. Blaney Grant

1 Joseph M. Blake

2 _____

3 _____

4 _____

Offence See Sec 290
Punish see

BAILED,

No. 1, by D. W. Phelps

Residence 2079 - 35th Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Mar 7 1899

White Magistrate.

Grant + Gardner Officer. P

SPCB Precinct.

Witnesses Margaret Stance

No. 2105 2d Ave Street.

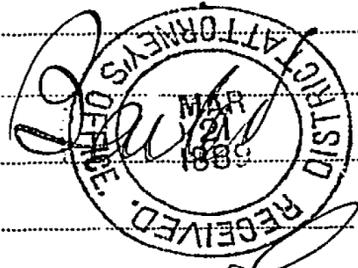
No. _____ Street.

No. _____ Street.

500 to answer _____

4 Mar 9/930

See Report of N. Y. S. P. C. O.
for information about defendant
filed with these papers. If lost,
notify the Society at once.



0428

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph M. Blake

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

Indictment accuse Joseph M. Blake

of the crime of a Misdemeanor,

committed as follows:

The said Joseph M. Blake,

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

15th day of March, in the year of our Lord one thousand eight hundred and eighty-nine,

did unlawfully admit to and allow to remain in a certain museum and place of entertainment, notorious to health and morals, then situate, kept and managed by him the said Joseph M. Blake in part, and called the "Harden Museum", one Joseph Dance, a child actually and apparently under the age of fifteen years, to wit: of the age of fifteen years, the said Joseph Dance not being then and there accompanied by his parents or guardian, against the form of the

0429

Statute in such case made and pro-
vided, and against the peace of the
People of the State of New York,
and their dignity;

John R. Fellows,

Attorney at Law

0430

BOX:

344

FOLDER:

3248

DESCRIPTION:

Blanchard, John D.

DATE:

03/01/89



3248

1 E 4 3 1

Witnesses

[Handwritten signature]

Counsel,

Filed

Pleads,

[Handwritten signature]
1 day of March 1889
[Handwritten signature]

THE PEOPLE

24 No 10
140 No 10
[Handwritten initials]

(Sections 278 and 218, Pennl Code.)

[Handwritten signature]
John D. Blanchard

Part 3 March 24 89

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

[Handwritten signature]

Foreman.

Part II March 19 89.

[Handwritten signature]
March 19 89
[Handwritten signature]

0432

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

The People

v.

BRIEF FOR THE PEOPLE.

John Blanchard.

STATEMENT OF THE CASE.

The prisoner, 25 years old, a bookkeeper, living at 140 West 101st Street, is indicted for attempted rape on a little girl named Emma Waters, aged 10 years, at 114 West 100th Street, on February 19th, 1889. The facts appear in the evidence.

EVIDENCE for the People.

EMMA WATERS. - Is 10 years old, and resides at 114 West 100th Street with her parents James and Ketura Waters. Knows the prisoner. He used to be janitor of the house he lives in, and she has been in the habit of visiting Blanchard's home as she was acquainted with his children. On February 19, 1889, at 3.30 P.M., witness and her sister Carrie, 8 years old, went to Blanchard's house to see his children. After being there for a while, the prisoner gave Carrie a penny and asked her to take a message to his wife who was washing for Emma's mother. Carrie went out, and prisoner then took witness on his knee and gave her a sum in arithmetic to do on a piece of paper. While she was engaged in doing the sum, the prisoner placed his hand under her clothes, inserted it in the slit at the side of her drawers and played with her private parts. After witness had finished the sum, prisoner took her in his arms, unbuttoned her drawers, exposed her person,

0433

2

put his mouth to it and sucked it for five or ten minutes. Then he unbuttoned his pants, took out his penis, and attempted to have intercourse with her. It hurt her. She remained there some time supposing that her sister Carrie would return. She returned home about 6.30 P.M. Witness did not tell her mother, but told her sister Carrie, and her father then went to the station house and made a complaint.

CARRIE WATERS. - Is very nearly 8 years old. Attends Sunday school and knows the nature of an oath. Witness went with her sister to the house of the prisoner on February 19th, 1889. Prisoner asked witness to go to his wife and tell her to call on Mrs. Darrow in regard to some work. Witness did not want to go, but the prisoner gave her a penny and she went, leaving him with her sister. Witness did not return to the prisoner's house, but played in the street. She returned home later in the evening.

KETURA WATERS. - Resides with her husband James at 114 West 100th Street. Is the mother of both the preceding witnesses. Knows Emma's age to be 10 years. Remembers the 19th February. Knows that Emma left the house on that day at 3.30 P.M. and returned between 6 and 6.15 P.M. In consequence of what her daughter Carrie stated to witness when she came home, witness caused the arrest of the prisoner. Has known the prisoner for some time. He used to be janitor, but on account of his intemperate habits was discharged. He has a wife and children. Emma has been in the habit of visiting prisoner's house as she knew the children.

0434

THE NEW YORK TIMES, FEBRUARY 19, 1914, PAGE 12, COLUMN 1.

3

3

HENRY E. STOCKING. - Is Assistant Superintendent of the New York Society for the Prevention of Cruelty to Children. Remembers the arrest of the prisoner, and visited him at his cell in the station house. Asked him what about the charge against him, and the prisoner said it was for attempted rape; that he was intoxicated at the time, having drank two pints of beer, and when intoxicated his memory failed him. That Emma had come to his home on February 19th in the afternoon, and that he took her on his lap and gave her a sum to do in arithmetic; that he placed his hands under her clothes and played with her private parts; that he did not remember having attempted to have sexual intercourse with her, although he might have done so. Prisoner was sober when witness had the interview with him. Prisoner said Emma had visited his house on a former occasion.

0435

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

*John
Blanchard*

RAPPE
PENAL CODE, §

BRIEF FOR THE PEOPLE.

0436

*The New York Society for the
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, *Feb* 23^{*rd*} 1889

*Court of General Sessions of the Peace in and for the
City and County of New York.*

*The People
against
John Blanchard*

Notice of Prosecution.

*To the District Attorney of the
City and County of New York,*

*Sir: This Society is interested in the prosecution of
the above defendant, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponement thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1875, Chapter 330, Section 1), and in
furtherance of the ends of Justice.*

I have the honor to remain, with great respect,

Elbridge T. Gerry,

President, &c.

0437

N. Y. GENERAL SESSIONS

CRUELTY TO CHILDREN.



THE PEOPLE

Answer

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

President, &c.

0438

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 5 DISTRICT.

Emma Waters

of No. 144 West 109th Street, aged 20 years,

occupation Schoolgirl being duly sworn deposes and says,

that on the 19th day of February 1889

at the City of New York, in the County of New York, John Blanchard

now present, did in a room of the premises 144 West 109th Street wilfully lewdly and indecently assault deponent.

That he took deponent upon his knee and put his hand underneath her clothes and upon her naked private parts. That

he did thereafter take out his penis and exposed it to the view and gaze of deponent

and then brought her into a bedroom and putting her upon a bed lifted up her clothes and placed ^{and pressed} his penis against the private parts of this deponent —

Emma Waters

Sworn to before me, this 19th day of February 1889

John M. ...
Police Justice.

0439

Sec. 193, 200.

CITY AND COUNTY
OF NEW YORK,

5 District Police Court.

John Blanchard 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 Blanchard

Question. How old are you?

Answer.

25 Years

Question. Where were you born?

Answer.

Washington D.C.

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

Answer.

140 West 157th Street

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 of the charge

John D. Blanchard

Taken before me this

Day of February 188

Police Justice.

0440

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.....

John Blanchard

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ~~Twenty~~ *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 *February 21* 1889 *John J. [Signature]* 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.

0441

Police Court---5---293 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Emma Waters
2114 West 100 St
John Blanchard

Offence: Assault
Attempt at Rape

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated February 21 1889

Murray Magistrate.

Warden Officer.

26th Precinct.

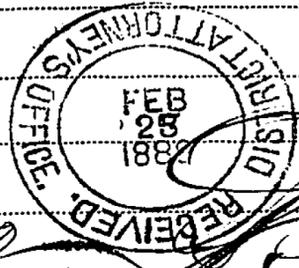
Witnesses: G C Grant

No. 100 E. 73rd Street.

No. _____ Street.

No. _____ Street.

\$ 2000 to answer



See Report of N. Y. S. P. C. C.
for information about defendant
filed with these papers, If lost,
notify the Society at once.

0442

To the Honorable Judge Smythe.

Your Honor:

Be pleased to regard with favor the petition of an afflicted Mother, who beseeches you to have mercy upon her young son, and not to crush out all hope from this young life by condemning him to a punishment from which he can never again raise his head.

If in the exercise of your clemency you would be so good as to consign him to the Reformatory at Elmira; this young life in some future day may be restored to usefulness, and I have reason to bless you for this act of mercy, and I his Mother will supplicate

0443

unceasingly the Throne of Divine
Grace for blessings in your
behalf.

I write you this from a sick
bed, without hope of relief until
this suspense and agony of mind
is over.

May I trust that God in His
mercy will fill your heart with
that attribute of His Divinity
which tempers even His immutable
justice.

I am, Your Honor,
Most humbly, and
respectfully yours,

Meda B. Coyle.

Vineland N. J. March 19th 1889.

0444

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

THE PEOPLE OF THE STATE OF NEW YORK, against

John D. Standard

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse John D. Standard of the CRIME OF RAPE, committed as follows:

The said John D. Standard

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of February, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, in and upon a certain female not his wife, to wit: one Emma Waters, then and there being, wilfully and feloniously did make an assault, and her the said Emma Waters, then and there, by force and with violence to her the said Emma Waters, against her will and without her consent, did wilfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further

accuse the said John D. Standard of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John D. Standard,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain female not his wife, to wit: her the said Emma Waters, then and there being, wilfully and feloniously did make another assault, with intent her the said Emma Waters, against her will and without her consent, by force and violence, to then and there wilfully and feloniously ravish and carnally know, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *John D. Standard*
attempt to commit
of the CRIME OF RAPE, committed as follows:

The said *John D. Standard*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her the said *Rumma Waters*, then
and there being, wilfully and feloniously did make another assault, and an act of sexual
intercourse with her the said *Rumma Waters*,
then and there wilfully and feloniously did *attempt to* commit and perpetrate, against the will of the
said *Rumma Waters*, and without her consent; against
the form of the Statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

FOURTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *John D. Standard*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *John D. Standard*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain
female not his wife, to wit: her the said *Rumma Waters*,
then and there being, wilfully and feloniously did make another assault, with intent, an
act of sexual intercourse with her the said *Rumma Waters*,
against her will and without her consent then and there wilfully and feloniously to commit
and perpetrate, 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.~~

0446

32d COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment, further

accuse the said *John D. Blaudard*

to have
of the CRIME OF RAPE, committed as follows:

The said *John D. Blaudard,*

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon a certain female not his wife, to wit: her, the said *Femma Waters.* then and there being, wilfully and feloniously did make another assault, she, the said *Femma Waters* being then and there a female under the age of sixteen years, to wit: of the age of *ten* years; and the said *John D. Blaudard* then and there wilfully and feloniously did perpetrate an act of sexual intercourse with her, the said *Femma Waters*, 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.*

0447

BOX:

344

FOLDER:

3248

DESCRIPTION:

Blanshaw, Francis H.

DATE:

03/22/89



3248

Witnesses:

F. T. Price
W. Ackame

Counsel,

Filed

Pleads,

W. J. [Signature]
City of Wash 1889
[Signature]

THE PEOPLE

vs.

F

Francis M. Blanshard

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. H. Scott Foreman.

[Signature]

[Signature]

[Signature]

0449

Police Court 2^d District.

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

of No. 217 Sullivan Street, aged 22 years,
occupation Porter being duly sworn

deposes and says, that on the 13 day of March 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Francis H. Blanshaw (now here) who cut deponent on the right hand with a razor then and then held in his defendant's hands, grievously wounding deponent's hand, and said defendant also struck deponent too violent blows on the head with some hard substance then and then held in his defendant's hands, and said assault was committed

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

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

Sworn to before me, this 14 day }
of March 1889 } Francis J. Price

James J. [Signature] Police Justice.

0450

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Francis H. Bradshaw being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h ^{is} right to
make a statement in relation to the charge against h ^{im} that the statement is designed to
enable h ^{im} if he see fit to answer the charge and explain the facts alleged against h ^{im}
that he is at liberty to waive making a statement, and that h ^{is} waiver cannot be used
against h ^{im} on the trial.

Question. What is your name?

Answer. *Francis H. Bradshaw*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 252 West 18 Street & about 18 years*

Question. What is your business or profession?

Answer. *Poster*

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 of
cutting the complainant wilfully
I had a razor in my hand
and he ^{and others} grabbed me and
was cut accidentally - I did
not hit him on the head.*

F. H. Bradshaw

Taken before me this
day of *March*
188*6*

Levi C. Phillips
Police Justice.

0451

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 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 March 14 1889 Tom J. C. [Signature] 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.

0452

Police Court--- 2 409 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Francis T. Price
217 Sullivan
Francis W. Blanshard

Offence Assault
Delinquent

2
3
4

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated March 14 1889
S. McElly Magistrate.
Arken Officer.
16 Precinct.

Witnesses Wm Norman
No. 248 West 18 Street.

Linsley
No. 248 West 18 Street.

No. _____ Street.

\$ 1000



COMMITTED.

0453

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Francis H. Blanchaw

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

Francis H. Blanchaw of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Francis H. Blanchaw

late of the City of New York, in the County of New York aforesaid, on the thirteenth day of March in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the City and County aforesaid, in and upon the body of one Francis T. Price in the peace of the said People then and there being, feloniously did make an assault, and him the said Francis T. Price with a certain razor and also with a certain hard substance to the Grand Jury aforesaid unknown which the said Francis H. Blanchaw in his right hand then and there had and held, the same being a deadly and dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent him the said Francis T. Price thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Francis H. Blanchaw of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Francis H. Blanchaw

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Francis T. Price in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Francis T. Price with a certain razor, and also with a certain hard substance to the Grand Jury aforesaid unknown which the said Francis H. Blanchaw in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, 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.

0454

THIRD COUNT—

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

— Francis H. Blanchaw
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Francis H. Blanchaw

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Francis T. Price — in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said Francis T. Price
with a certain razor, and also with a certain hard
substance to the Grand Jury aforesaid unknown
which he the said Francis H. Blanchaw
in his right hand then and there had and held, in and upon the hand
and head — of him the said Francis T. Price

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said Francis T. Price

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.

0455

BOX:

344

FOLDER:

3248

DESCRIPTION:

Blumer, Jacob

DATE:

03/19/89



3248

0456

157/

Counsel,
Filed, 19 day of March 1889
Pleads, *Alquit*

ADULTERATED MILK.
(Chap. 183, Laws of 1884, 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.)

THE PEOPLE,

vs.

32
41 B W H

B

Jacob Blumer

JOHN R. FELLOWS.

Pr Apr 12/89 District Attorney.

pleads guilty.

Wright & Co. is per dact.

A True Bill.

M.H.G.

Blair & Deane Foreman.

Witnesses

.....
.....
.....

0457

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

Fred J. Bowles

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 *Fifth* day of *February* in the year 188*9*,

at premises number *430 West 41st St* in the City of New York, the said premises being a place where Milk was then kept for sale, one *Jacob Blumer* unlawfully did then and there keep, have and offer for sale 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 *Jacob Blumer*, 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.

Sworn to before me the *13th* day }
of *Feb.* 188*9*

Fred J. Bowles

J. P. Duffy

Police Justice.

*Adulteration 6% added water
Daily Sale 10 qts.
F. J. B.*

0458

15th 2nd District.

Police Court, 2nd District.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Wm. J. Fowler
vs.
Great Plumber
430 2nd St. 41st St.
N.Y.C.

Affidavit of the Sanitary Code of Section 186

Dated Feb 15 1889.

Duffy Justice.
Randy Campbell Officer.
Court

Witnesses.....

No.....

No.....

S..... to answer.....

Adulteration of Food & Drugs,
Daily Sale, 60 qts,

0459

Sec. 108-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

Jacob Blumer 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. Jacob Blumer

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. Switzerland

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

Answer. 413 West 41st St 5 months

Question. What is your business or profession?

Answer. Green

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. Demand a trial by jury. Jacob Blumer

Taken before me this

day of

188

Police Justice.

0460

Sec. 151.

Police Court 2nd 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 Fred J. Bowles
of No. 301 Mott St. Street, that on the 5th day of Feb.
1889 at the City of New York, in the County of New York,

The Jacob Blumer of 413rd St. 41st St.
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 him
forthwith before me, at the 2nd 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 13th day of July 1889
[Signature]
POLICE JUSTICE.

0461

430-W.41

Police Court 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frederic J. Bowles
vs.
Jacob Blumer

Warrant-General.

430 2d. 41st St.

Dated February 13 1888

Garret J. Duffy Magistrate

Roman M. Campbell Officer.

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

Roman M. Campbell Officer.

Dated February 15 1888

This Warrant may be executed on Sunday or at
night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated _____ 188

Police Justice.

The within named

957 W. 93. W. Swin known J. No 418. W. 21. St

0462

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.....

Jacob G. Hunter

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 *Feb 15* 188

J. G. Murphy
Police Justice.

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

Dated *Feb 15* 188

J. G. Murphy
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.

0463

Police Court--- 2 263 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Fred. J. Bowles
~~*Jacob Blumer*~~
Jacob Blumer

Admission of food
Offence

BAILED,

No. 1, by *J. Baehler*
Residence *114 Gumm Street.*

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *Feb 15* 188 *9*

Duffy Magistrate.

Rouelma Campbell Officer.

Court Precinct.

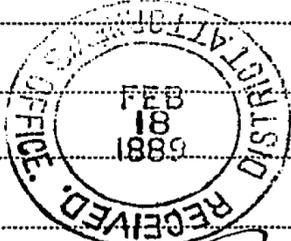
Witnesses *F. J. Bowles*

No. *301. Mott* Street.

No. _____ Street.

No. _____ Street.

\$ *1.00* to answer *5.00*



Baehler

0464

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Jacob Blumer

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

Jacob Blumer

(Chap. 183, Laws of 1885, § 1, as amended by Chap. 577, Laws of 1890, § 1.)

The said

Jacob Blumer

late of the City of New York, in the County of New York aforesaid, on the
fifth day of *February* 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.

SECOND COUNT:

§ 186, Sanitary Code

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

Jacob Blumer
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 *Jacob Blumer*

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 violation 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.