

0369

**BOX:**

344

**FOLDER:**

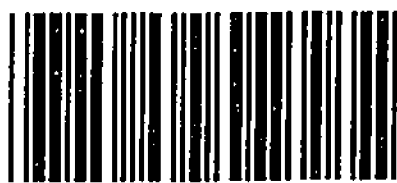
3248

**DESCRIPTION:**

Barry, William

**DATE:**

03/06/89



3248

0370

Witnesses :

Counsel,

Filed

Pleads,

day of

1889

THE PEOPLE

vs.

William Barry

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Charles S. Gifford Foreman.

March 1/89

Grand Jury  
S. P. Two good & true

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

0371

Police Court—

District.

Affidavit—Larceny.

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

of No. 21 Beaver Street, aged 22 years,  
 occupation Agent being duly sworn  
 deposes and says, that on the 9 day of February 1888 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  
41 00

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  
 (then present) 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 Dillon

Sworn to before me, this  
9 day of February 1888

of William Barry  
 Police Justice.

0372

Sec. 198—200

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK }

*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. Duplicates.*

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 *February* 188*3*

*Robert W. [illegible]*  
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*.....

*\_\_\_\_\_*  
*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. Kennedy* *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. *Dea*  
*William Barry*

1

2

3

4

Dated

1889

*F. Ford* Magistrate.

*Mullen & Clark* Officer.

*of* Precinct.

Witnesses

No.

Street.

No.

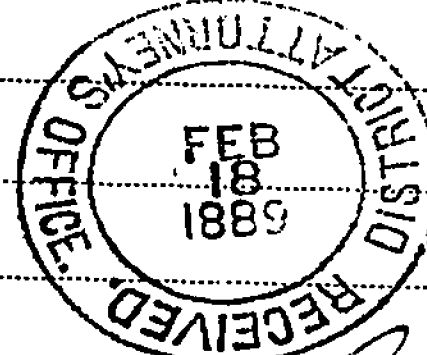
Street.

No.

Street.

\$

to answer



BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

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:**

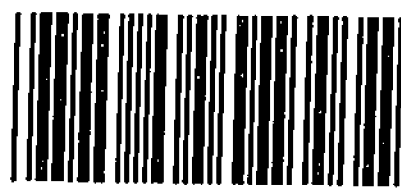
3248

**DESCRIPTION:**

Behan, John A.

**DATE:**

03/28/89



3248



0378

Witnesses:

*Off Thomas*

vs

*to 4 April 1889*

*17/3 Purdy*

Counsel

*28* day of *March* 1889

Pleads *Chattel Mortgage*

*Gaming*  
[Sec. 336, Penal Code]

THE PEOPLE

*April 25/89*

*John A. Behan*

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

*Chaoy Scott* Foreman.

0379

## Police Court, District.

City and County } ss.  
of New York,

of No. 28th Precinct, 10th St., 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 Ferryboat. Kingston of the  
 West Shore line of Ferryboats while  
 in the waters of the North or Hudson  
 River, near the foot of Jay Street  
 at the Deposition said the said  
 Behan. fix a stand upon said  
 Ferryboat. 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~~  
 Statute in such case made  
 and provided

Wm. W. Thomas

Sworn before me  
 this 12th day of March 1889  
 at New York

Police Justice

0380

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*John Behan* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the  
Charge*  
*John A. Behan*

Taken before me this

day of

188

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 12 1889 Levy Green Police Justice.

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

Dated March 13 1889 Levy Green 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---

12388 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William H. Thomas  
vs.  
John Behan

Office James J. [unclear]

BAILED.

No. 1, by

Residence

Cornelius Naylor  
146 Grand St. Brooklyn

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

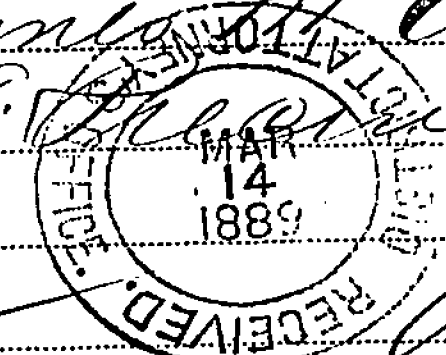
No.

Street.

\$

to answer

Com





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  
*Twenty* day of *March* in the year of our Lord one thousand  
eight hundred and eighty-*nine*, at the City and County aforesaid,  
*knowingly* did intend *fully* 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  
be found among 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 D. Kellams,

District Attorney.

0385

**BOX:**

344

**FOLDER:**

3248

**DESCRIPTION:**

Benz, Herman

**DATE:**

03/06/89



3248

0386

Witnesses:

W

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

Herman Benz

March 6/79

Sent to the Court of Criminal  
Sessions for trial by jury  
at New York for Deceit.

JOHN R. FELLOWS

District Attorney.

A TRUE BILL.

Charles H. Scott Foreman.

*Illegal practice of detecting*  
*[Case 280, Term of 1889]*

City of New York 1889

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  
*twentieth* 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*



0388

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~~ a  
certificate of such registration as provided  
by law, the 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 the the said Herman  
Benz not being a student pursuing  
a regular course of instruction, and such  
practice as hereinabove alleged not being  
done in assisting a person in the  
practice of dentistry qualified 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 to-wit: on the said

Twenty 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. Fellows

District Attorney

0390

**BOX:**

344

**FOLDER:**

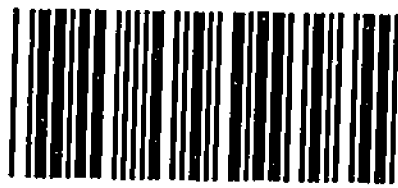
3248

**DESCRIPTION:**

Bergen, John W.

**DATE:**

03/19/89



3248

Witnesses:

Counsel,

Filed

Pleads,

day of March 1889

vs

THE PEOPLE

vs.

P

John W. Bergen

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas H. Scott Foreman.

Handwritten signature

Speed & Co. Solicitors

0391

0392

Police Court—1st District.CITY AND COUNTY { ss.  
OF NEW YORK,of No. 84 James Street,on Tuesday the 19th day of Februaryin the year 1888 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 1888

Thomas Moelsley  
G. H. [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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty*  
*John W Bergen*

Taken before me this

day of

1889

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. Murphy* 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---

15-285 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Mockley  
84. vs. James  
John B. Bergen

1

2

3

4

Offence

File and

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated Feb 20 1889

Magistrate.

Peter J. Barney Officer.

Precinct.

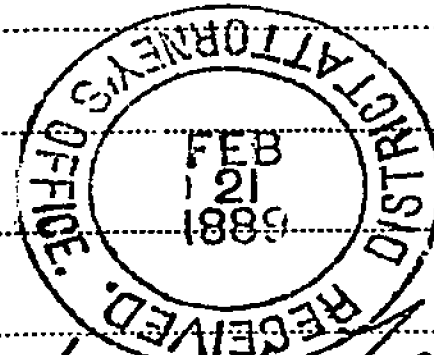
Witnesses .....

No. .... Street.

No. .... Street.

No. .... Street.

\$ 500 to answer



filed 21 Feb 1889

500 G.S.  
Cone

0396

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

John W. Bergan

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 <sup>what</sup> happened I think I was partially to blame myself, and he being ~~is~~ married, his <sup>wife</sup> will need his support, and he being confined so long that I think his wife will not recover if he don't get out soon.

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

COMMISSIONER OF DEEDS,  
N. Y. C.

Thomas Moeke



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

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:**

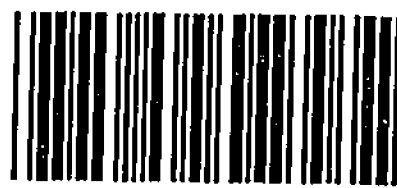
3248

**DESCRIPTION:**

Berman, Max

**DATE:**

03/21/89



3248

0400

Witnesses:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Counsel,  
Filed *21* day of *March* 188*9*  
Pleads, *Christy*

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

JOHN R. FELLOWS,  
*April 20* District Attorney.  
*April 20*  
*Spied & Perzovate*  
*S.D. 3 ans. 1889*  
A TRUE BILL.

*Alcham Scott* Foreman.

*April 25*  
*S.S.*

T.

0401

Police Court 3 District.

Affidavit—Larceny.

City and County } ss.:  
of New York }of No. 69 E. 4th St. Street, aged 36 years,occupation freelance being duly sworndeposes 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(23<sup>00</sup> / 100)

the property of

Deponentand 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)In 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. 66  
E. 4th Street when the said defendant  
thrust his (defendant's) hand into  
the right hand pocket of Deponent's  
trousers, which was then and  
there worn on the person of Deponent  
and took therefrom the afore-  
described property.Gudale Brukental

Sworn to before me, this

day

of

1888

Police Justice.

0402

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3 District Police Court.

*Max Perman* 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 Perman*

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 New York 2 months*

Question. What is your business or profession?

Answer. *Editor.*

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 Perman*  
*mark*

Taken before me this

day of

*March 1938*

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 Brokayth at*  
*69 Eldridge*  
*Max Herman*

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 15* 188

*Corrigan* Magistrate.

Officer.

Precinct.

Witnesses .....

No. .... Street.

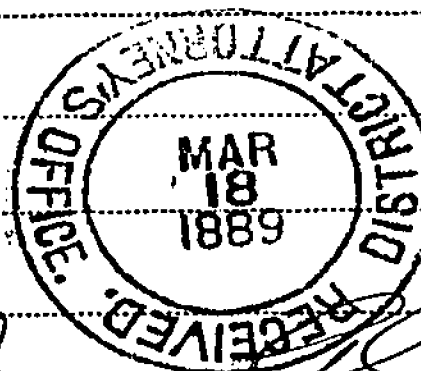
No. .... Street.

No. .... Street.

*500* to answer

*Com*

*754*



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

timethat the defo-dant 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 whic 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 Delancey 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 Delancey 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 Delancey 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

04 10

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 have known the complainant by sight a couple of weeks, 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 only 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

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.

04 12

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:**

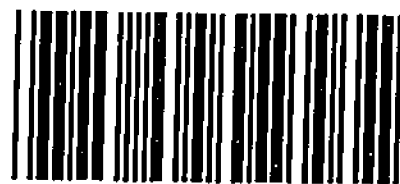
3248

**DESCRIPTION:**

Bishop, Frank

**DATE:**

03/29/89



3248

Witnesses:

*J. Stoenge*

Counsel,

Filed

29 day of March 1889

Pleads,

*W. J. Stoenge*

THE PEOPLE

vs.

*R*

*Frank Bishop*

*J. W. St.*

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

JOHN R. FELLOWS,

District Attorney.

**A True Bill.**

*Charlescott* Foreman.

*Officially*

*Charlescott*  
*Pen 11 m. 15*  
*P. B. M.*

04 14

04 15

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  
Police Justice.

0416

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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.

N<sup>o</sup> 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 a wrench  
and I ~~took~~ took the wrench  
away from him.

Frank BishopTaken before me this  
day of March1889John J. McQuinn  
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 J. McCall 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.



0418

Police Court--- 2 445 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Stranigan  
320 West 138  
Frank Bishop

Office  
Below

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

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

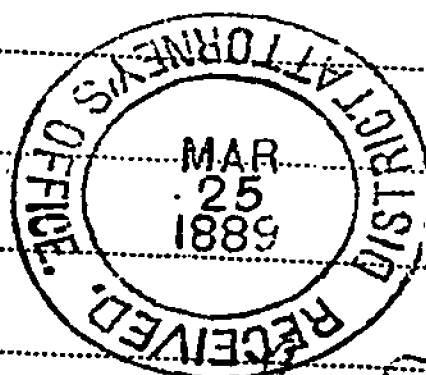
Witnesses Louis Shumway  
No. 331 West 13 Street.

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

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

\$ 1000 to answer 450

COMMITTED.



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

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

The said

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

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

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

The said

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

with a certain

which the said

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

John Streng —  
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  
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

which

in

he the said Frank Bishop —  
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

Witnesses

*E. J. Garry*  
*Off. Grand J.*

*W. J. Jordan*  
*7/6*

Counsel,

Filed

28 day of March 1889

Pleads,

*Not guilty, 29*

THE PEOPLE

vs.

*B*

*Joseph M. Blake*

*(For 290 Grand Jury)*

JOHN R. FELLOWS,

District Attorney.

*April 9 1889, Va. Ind.*  
A TRUE BILL.

*Chad. H. Scott* Foreman.

*April 9/89*

*Land. Guilty.*

*June 25, P.M.*

*Ind.*



0423

## 5 District Police Court.

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

*G. Chauncy Grant*

of Number *100 East 23 Street* being duly sworn,  
deposes and says, that on the *sixth* 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*  
*200 of the 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

day of

*March*

1889

*G. Chauncy Grant*  
*A. J. White*

Police Justice.

0424

CITY AND COUNTY  
OF NEW YORK, } ss.

POLICE COURT, 5 DISTRICT.

Margaret Hanceof No. 2105 2d Avenue Street, aged 34 years,occupation being duly sworn deposes and saysthat on the seventh day of March 1889at the City of New York, in the County of New York, Joseph Hancenow here, is the son of deponent-  
and on October 22, 1888. the said  
child was thirteen years of age  
and deponent further saysThat said child went with the  
Hance family as she is informed  
without her permission and  
unknown to her.Margaret Hance

Sworn to before me, this

of

March 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.

Bar 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

1889

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

A. J. White Police Justice.

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

Dated March 9 188 9

A. J. White 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

S. Blamney Grant

1 Joseph M. Blake

2

3

4

Offence See 290

Grant & Blake

BAILED.

No. 1, by D. R. R. R. R.

Residence 2079 - 35th Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Mar 7 189

White Magistrate.

Grant & Blake Officer. P

S. P. C. C. Precinct.

Witnesses Margaret Stance

No. 2105 2nd Ave Street.

No. Street.

No. Street.

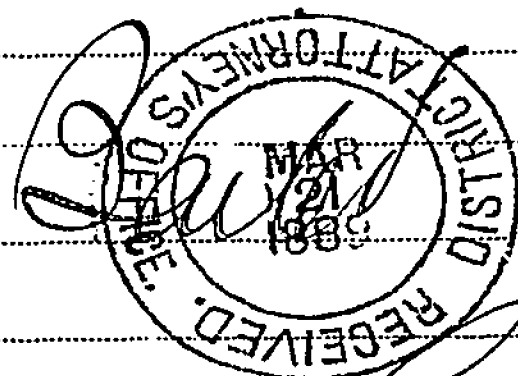
No. to answer

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

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

*did unlawfully admit to and allow to  
remain in a certain museum and place  
of entertainment, injurious to health and  
morals, there situate, kept and managed by  
him the said Joseph M. Blake in part,  
and called the "Harden Museum", one  
Joseph Vance, a child actually and  
apparently under the age of fifteen years,  
to wit: of the age of fifteen years, the  
said Joseph Vance 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~~

0430

**BOX:**

344

**FOLDER:**

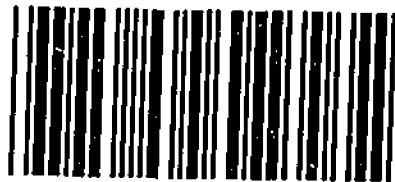
3248

**DESCRIPTION:**

Blanchard, John D.

**DATE:**

03/01/89



3248

Witnesses:

*W. H. Stockman*

Counsel,

Filed

1 day of March 1889

Pleads,

*W. H. Stockman*

THE PEOPLE

24 W. H. Stockman  
140 W. H. Stockman

(Sections 278 and 218, Penal Code.)

*John D. Blanchard*

*Part 3 March 24 89*

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

*J. R. Fellows*

Foreman.

*Part II March 19 89.*

*W. H. Stockman*  
*W. H. Stockman*  
*W. H. Stockman*

0431

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

DATE THIS WORKED FOR THE END BRIGADE OF THE LIAISON OF THE DISTRICT

159

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'y 23<sup>rd</sup> 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 1886, 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**

THE PEOPLE



CRUELTY TO CHILDREN.

*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 109<sup>th</sup> Street, aged 20 years,  
occupation Schoolgirl Being duly sworn deposes and says,  
that on the 17<sup>th</sup> 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 109<sup>th</sup> 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 <sup>and exposed</sup> his penis against the private parts  
 of this deponent — Emma Waters

Sworn to before me, this 17<sup>th</sup> day of February 1889

Police Justice.

0439

Sec. 199, 200.

CITY AND COUNTY  
OF NEW YORK,

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 107 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 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 Benjamin 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  
1114 West 100 St  
John Blanchard

Offense: *Indecent*

*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.

26<sup>th</sup> Precinct.

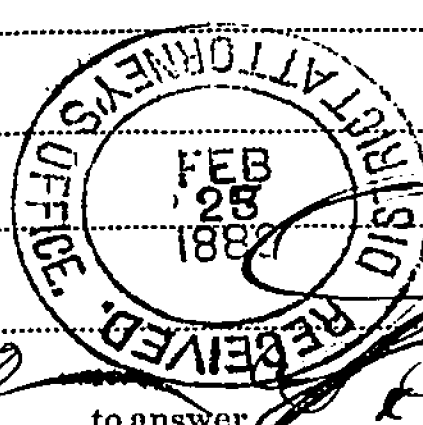
Witnesses: G C Gunk

No. 100 E 23<sup>rd</sup> Street.

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

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

\$ 2000 to answer



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



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 19<sup>th</sup> 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*  
*attempting to commit*  
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 *Renna*  
*Waters*, — then and there being, wilfully and,  
feloniously did make an assault, and her the said *Renna Waters*,  
then and there, by force and with violence to her the said *Renna*  
*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, 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 *Renna Waters*, then  
and there being, wilfully and feloniously did make another assault, with intent her the  
said *Renna 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. Blandhard  
~~attempt to commit~~  
 of the CRIME OF RAPE, committed as follows:

The said John D. Blandhard,

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

The said John D. Blandhard

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. Blaudhard*

*that he did commit*  
of the CRIME OF RAPE, committed as follows:

The said *John D. Blaudhard,*

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. Blaudhard* 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:**

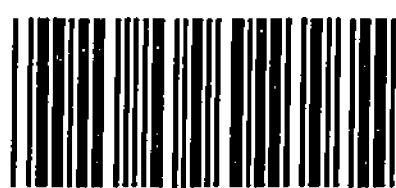
3248

**DESCRIPTION:**

Blanshaw, Francis H.

**DATE:**

03/22/89



3248



Witnesses:

J. J. Price  
W. Ackame

Counsel,

Filed

day of March 1889

Pleads,

Not guilty not

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.

March 27/89

Read & heard by Jury

Per J. J. Price

0448

0449

Police Court 22 District.City and County { ss.:  
of New York,

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 there held in his  
 defendant's hands, grievously wounding  
 deponent's hand, and said defendant  
 also struck deponent two violent  
 blows on the head with some  
 hard substance then and there 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  
 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 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.

*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.

*Porter*

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

Answer.

*I am not guilty 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 1886*

*Leitch*  
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. 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.

0452

Police Court--- 2 409 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Francis T. Price

217 Sullivan  
Francis T. Blanshard

2

3

4

Offence

Blanshard

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

March 14

188

S. McElly

Magistrate.

Arken

Officer.

Precinct.

Witnesses

Wm Norman

No.

248 West 18

Street.

No.

248 West 18

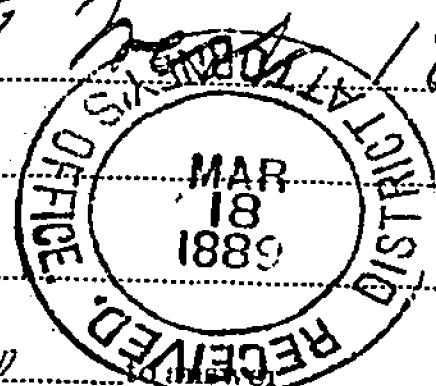
Street.

No.

\$1000

Street.

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 head  
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

Witnesses

1571  
Counsel,

Filed, 19 day of March 1889

Pleads, *M. J. Quinn*

THE PEOPLE,

vs.

*32-413 W 41*

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.)

*Jacob Blumer*

JOHN R. FELLOWS.

*Pr 2 Apr 12/89 District Attorney.*

*pleads guilty.*

*Warrant & process served.*

A True Bill.

*M. J. Quinn*

*Charles Scott Foreman.*

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 41<sup>st</sup> 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 *13<sup>th</sup>* day }  
of *Feb.* 188*9*

*Fred J. Bowles*  
*J. P. Duffy*  
Police Justice.

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



15<sup>th</sup> 9.10.02  
Police Court,  
2<sup>nd</sup> District.  
W

Police Court, District.

THE PEOPLE, &c.,

~~ON THE COMPLAINT OF~~

THE PEOPLE, & c.,  
ON THE COMPLAINT OF  
J. J. Jones  
vs.  
J. J. Jones  
430 2d St. 41st St.  
N.Y.C.

vs.

vs.  
Jacob Dummer;

43026.412

1771

Dated Feb 15 1889.

29/11/20

*Justice.*

Donald Campbell

*Officer.*

Cont

*Witnesses:*

No.

No.

.....to answer:

Structurelemente paduakolty,  
Duchy Sale, 105 gpts.

Duty Sale, 60 gts,

0458

0459

Sec. 108—200.

CITY AND COUNTY } ss.  
OF NEW YORK }

District Police Court.

*Jacob Blumer* 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.

*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. 9  
Demand a trial by jury.  
Jacob Blumer*

Taken before me this

day of

188

Police Justice.

0460

Sec. 151.

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

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Fred J. Bowles  
of No. 301 Mott St. Street, that on the 5<sup>th</sup> day of Feb.  
1889 at the City of New York, in the County of New York,

The Jacob Blumber of 413 N. 41<sup>st</sup> 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 2<sup>nd</sup> 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 13<sup>th</sup> day of Feb. 1889  
Fred J. Bowles  
POLICE JUSTICE.

0461

430-W.41

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Frederic J. Bowles*  
vs.  
*Jacob Blumer*

Warrant-General.

*430 2d. 41<sup>st</sup> St.*

Dated *February 13* 188*8*

*Garret G. Duffy* Magistrate

*Romney H. 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.

*Romney H. Campbell* Officer.

Dated *February 15* 188*8*

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated \_\_\_\_\_ 188

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.

The within named

*957 N. 33. W. Swin Street N. N. 413. W. 21. St*

Police Justice.



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*

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

Dated *Feb 15* 188

*J. J. Duffy* Police Justice.

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

*Defendant*

to bail to answer by the undertaking hereto annexed.

Dated *Feb 15* 188

*J. J. Duffy* Police Justice.

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

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

Dated..... 188

..... Police Justice.



0463

Police Court--- 2 263 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Frederic J. Bowles*  
~~*Jacob Blumer*~~  
*Jacob Blumer*

*Admission*  
*of food*  
Offence

BAILED,

No. 1, by

Residence

*J. Baehler*  
*1149* Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

*Feb 15*  
*Duffy*

188

*9*

Magistrate.

*Rondona Campbell*  
*Court*

Officer.

Precinct.

Witnesses

*F. J. Bowles*  
*301. Mott*

No.

Street.

No.

Street.

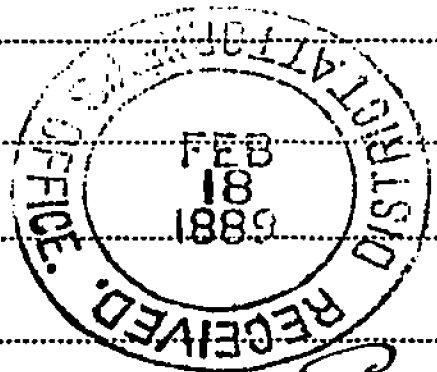
No.

Street.

\$

to answer

*Barter*



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.

0465

SECOND COUNT:

(§ 180, 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 viola-  
tion of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of  
said code, which is as follows, that is to say:

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

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

JOHN R. FELLOWS,

District Attorney.