

0866

**BOX:**

324

**FOLDER:**

3081

**DESCRIPTION:**

Irving, Arthur

**DATE:**

10/19/88



3081

0867

**BOX:**

324

**FOLDER:**

3081

**DESCRIPTION:**

Irving, Montrose

**DATE:**

10/19/88



3081



POOR QUALITY ORIGINAL

0869

Police Court— 4<sup>th</sup> District.

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

of No. 206 East 76<sup>th</sup> Street, aged 50 years,  
occupation Laborer being duly sworn  
deposes and says, that on the 7<sup>th</sup> day of October 1888 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Montrose Irving  
and Arthur Irving (both now here) said Arthur Irving having cut and stabbed  
deponent with a large and dangerous  
knife then and there held in his hand  
about deponent's head and face thereby  
severely wounding deponent and  
said Montrose Irving having beaten  
deponent with his feet and assisted  
said Arthur Irving in assaulting  
deponent and that said assault  
was committed in

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 7<sup>th</sup> day  
of October 1888. } Cornelius Ryan  
A. J. White Police Justice.

**POOR QUALITY ORIGINAL**

0070

Sec. 198-200.

*V* District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Montrose Irving* 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. *Montrose Irving*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *206 East 78<sup>th</sup> St. 3 years*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty*

*Martin Irving*

Taken before me this

day of

188

Police Justice.

**POOR QUALITY ORIGINAL**

0071

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Arthur Seering 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.

Arthur Seering

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

Scotland

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

Answer.

207 E 98<sup>th</sup> St. 3 years

Question. What is your business or profession?

Answer.

Plumber

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  
Arthur Seering

Taken before me this  
day of Sept 1888

[Signature]

Police Justice.

POOR QUALITY  
ORIGINAL

0072

R<sub>x</sub>

Oct. 4. 88.

This certifies that  
I attended Mr. Cornelius  
Ryan, at 206 East 76<sup>th</sup> St.  
on Sunday last and found  
him suffering from a serious  
scalp wound 6 to 7 inches  
in length, inflicted, apparently, by a  
sheath knife, which necessitated  
his receiving hospital  
treatment.

*Dr. J. H. Wood*

*206 E. 76<sup>th</sup> St.*

**POOR QUALITY  
ORIGINAL**

0073

CHAS. D. GOERRIG,  
APOTHECARY,  
1434 SECOND AVENUE,  
Bet. 74th & 75th Streets.

POOR QUALITY ORIGINAL

0074

BAILED,  
 No. 1, by James Phillips  
 Residence 3145-50 St. Street.  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street.

1 317  
 1893  
 Police Court---  
 District

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

James Lewis  
206 East 176 St.  
Montrose  
William Dwyer  
 Offence Assault

Dated Oct 15 1888

Magistrate Wm. J. White

Officer J. J. Baker

Precinct \_\_\_\_\_

Witnesses Mary Ryan

No. 206 E. 176 St. Street.

No. Bella Stauder Street.

No. 208 E. 176 St. Street.

No. 500 Street.

RECEIVED  
 OCT 18 1888  
 TO ANSWER

Oct. 15 1888

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 James Lewis

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 Oct 15 1888 Wm. J. White Police Justice.

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

Dated Oct 15 1888 Wm. J. White 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 \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

POOR QUALITY ORIGINAL

0075

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Amended  
by Order of Court  
P. 3. October 21, 1888

~~Martin~~ <sup>Montrose</sup> Irving  
and ~~Arthur~~ Irving

The Grand Jury of the City and County of New York, by this indictment, accuse  
~~Martin~~ <sup>Montrose</sup> Irving and Arthur Irving  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

Amended  
as above

The said ~~Martin~~ <sup>Montrose</sup> Irving and Arthur Irving, both

late of the City of New York, in the County of New York aforesaid, on the  
~~seventh~~ day of ~~October~~ in the year of our Lord  
one thousand eight hundred and eighty-eight, with force and arms, at the City and  
County aforesaid, in and upon the body of one ~~Cornelius Ryan~~  
in the peace of the said People then and there being, feloniously did make an assault,  
and ~~him~~ the said ~~Cornelius Ryan~~  
with a certain ~~knife~~

Amended  
as above

which the said ~~Martin~~ <sup>Montrose</sup> Irving and Arthur Irving  
in ~~their~~ 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 ~~Cornelius Ryan~~  
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—

Amended  
as above

And the Grand Jury aforesaid, by this indictment, further accuse the said  
~~Martin~~ <sup>Montrose</sup> Irving and Arthur Irving  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

Amended  
as above

The said ~~Martin~~ <sup>Montrose</sup> Irving and Arthur Irving, both

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

Amended  
as above

which the said ~~Martin~~ <sup>Montrose</sup> Irving and Arthur Irving  
in ~~their~~ 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.

**POOR QUALITY ORIGINAL**

0076

THIRD COUNT—

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

*Amended as above* ~~Montrose~~ *Montrose* Irving and Arthur Irving  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

*Amended as above* The said ~~Montrose~~ *Montrose* Irving and Arthur Irving,  
*both*

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

*Amended as above* which *they* the said ~~Montrose~~ *Montrose* Irving and Arthur Irving  
in *their* right hand then and there had and held, in and upon the *head*  
*and face* of *him* the said *Cornelius Ryan*

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 *Cornelius Ryan*  
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.