

0066

BOX:

324

FOLDER:

3081

DESCRIPTION:

Irving, Arthur

DATE:

10/19/88



3081

0867

BOX:

324

FOLDER:

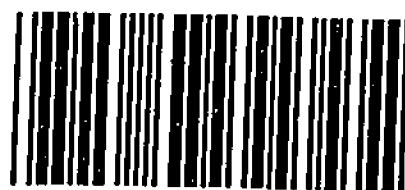
3081

DESCRIPTION:

Irving, Montrose

DATE:

10/19/88



3081

POOR QUALITY
ORIGINAL

0858

Witnesses:

Emeline Ryan
Granny Ryan

Counsel,

Filed

day of

188

Pleads,

11. guilty in

THE PEOPLE

vs.

B

1

Montrose Dring

M. J. 116.
2/18/86
plumber

Dring

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

JOHN R. FELLOWS,

22. Nov 14. 1888. District Attorney.

Both tried & No 1 acquitted
& No 2 convicted Good Day

A True BILL this term to me.

John S. 19.
Wellman Foreman.

Oct 76 1015

W. J. 116.

POOR QUALITY
ORIGINAL

0869

Police Court—4th District.

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

of No. 206 East 76th Street, aged 50 years,
occupation Laborer being duly sworn
deposes and says, that on the 7th 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 fists and assisted
said Arthur Irving in assaulting
deponent and that said assault
was committed on

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 7th day
of October 1888.

A. J. White Police Justice.

Cornelius Ryan
mark

POOR QUALITY
ORIGINAL

0070

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Montrose Irving 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. *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 78th 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 *April* 188*8*

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 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. *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. *208 E 98th 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* 188*8*

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0072

R_x

Oct. 4. 88.

This certifies that
I attended Mr. Cornelius
Ryan, at 206 East 76th St.
on Sunday last and found
him suffering from a serious
scalp wound 6 to 7 in long
and 1/2 in deep, apparently by a
sheath knife, which necessitated
his receiving hospital
treatment.

Dr. J. H. Wood D. M. D.

Wm E. 76th St.

**POOR QUALITY
ORIGINAL**

0073

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

POOR QUALITY
ORIGINAL

0074

BAILED,
No. 1, by John Phillips
Residence 345-50 St.
Street
No. 2, by _____
Residence _____
Street
No. 3, by _____
Residence _____
Street
No. 4, by _____
Residence _____
Street

Police Court---

District

317

1633

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carroll Lewis
206 East 176 St.
Montrose
William
William
Offence Receiv[ing]

Dated Oct 16 188 8

Magistrate
John Phillips
Officer
Precinct

Witnesses
No. 206 East 176 St.
Street

No. 208 East 176 St.
Street

No. 500
to answer Oct 16 1888
Street

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 Phillips

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 16 188 8 A. J. White Police Justice.

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

Dated Oct 16 188 8 A. 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 _____ 188 _____ Police Justice.

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 2, 1888*
Montrose
Martin Irving
and *Arthur Irving*

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

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

*Amended
as above*
The said *Montrose*
Martin 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 *Montrose*
Martin 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.