

0662

BOX:

184

FOLDER:

1863

DESCRIPTION:

Gallagher, Joseph

DATE:

08/21/85



1863

0663

237 B

Witnesses:

Counsel, _____
Filed 21 day of Aug 1885
Pleads _____

THE PEOPLE
vs.
Joseph Gallagher
[Grand Larceny 2nd degree
Sections 628, 58 Penal Code].

16. Wm. J. [unclear]
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Aug 21/85
John O'Leary
Foreman.
Charles Smith
Pen. one year.

0664

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:
of New York, }Bartholomew Hornorof No. 284 West Street, aged 21 years,
occupation Plumber being duly sworndeposes and says, that on the 18 day of August 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 day time, the following property viz:Good and lawful money of the United
States consisting of Three Ten Dollar bills
together of the value of Thirty Dollars

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Joseph Gallagher (nowherefrom the fact that deponent left his vest
on a table in a Laundry in premises 356 Broome
Street where deponent was doing some plumbing and
gas fitting and the said money was in the right
hand pocket of the vest when deponent laid
said vest on the table in said Laundry and
the said defendant sat down on said table
alongside of said vest and about five minutes
after the said defendant left said table dep-
onent missed said money from deponent's vest
pocket and deponent captured the arrest of
said defendant and deponent is informed
by Officer Edward Wagnard of the 14th Precinct
Police that when he said Officer searched theof
Severe to before me, this

188

Police Justice

0665

Said defendant in the Station House he found three Ten dollar bills secreted in one of defendants shoes

Wherefore deponent charges the said defendant with taking stealing and carrying away said money

sworn to before me this

19th day of August 1885

J. Henry Smith

Just. Henry

Police Justice

Dated 1885 Police Justice

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

Dated 1885 Police Justice

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

Dated 1885 Police Justice

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.

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

Police Court, District,	1885	Magistrate.	1885	Officer.	Clerk.	Street,	Street,	Street,	Seasons.
THE PEOPLE, &c., on the complaint of	vs.								
Office—LARCENY.									

0666

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 32 years, occupation Police Officer of No.

14th Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Bartholomew Bloomer

and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

19 Aug 1885 Edward J. Maynard
G. Murphy
Police Justice.

0667

Sec. 198-200.

CITY AND COUNTY OF NEW YORK

District Police Court.

Joseph Gallagher 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

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 guilty

Joseph Gallagher

Taken before me this

day of

188

Police Justice.

0668

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

Gallagher
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 Aug 19 1885 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.

0669

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Bartholomew Brown
284 7th St
Joseph Gallagher

1

2

3

4

Office

Magistrate

Dated Aug 19 1885

Magistrate

Officer.

14 Precinct.

Witnesses Call the Officer

No. Street.

No. Street,

No. Street,

\$ 500 to answer G.S.

Call

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0670

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 P. Gallagher

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

Joseph P. Gallagher

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

The said *Joseph P. Gallagher*,

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

Three Promissory Notes, for the payment of money, the same being then and there due and unsatisfied, and of the kind known as *United States Treasury Note*, of the denomination of *Five* dollars, and of the value of *Five* dollars each

and Three Promissory Note, for the payment of money, the same being then and there due and unsatisfied, and of the kind known as *Bank Note*, of the denomination of *Five* dollars, and of the value of *Five* dollars each

of the goods, chattels and personal property of one *Bartholomew*

O'Farrell,

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.

Randolph A. Martine
District Attorney

0671

BOX:

184

FOLDER:

1863

DESCRIPTION:

Geraty, James

DATE:

08/07/85



1863

0672

66 B

Grand a

Witnesses:

Counsel,

Filed

day of

188

Pleads

5

Not guilty

THE PEOPLE

vs.

Geraty P
James Geraty

Grand Larceny in the
(MONEY)
degree.
(Sec. 528 and 53, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

John C. Scott
Aug 10/88
Foreman.
Henry Smith
S. P. Three years.

0673

34 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 343 East 65 Street,

being duly sworn, deposes and says, that on the 30 day of July 1885

at the _____ City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent and from his person in the day time

the following property, viz :

Some currency full currency
of the United States in bills
of the value of one hundred
and twenty five dollars \$25.00

Subscribed and sworn to before me this

day of

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 James Geraty (an alien)

from the fact that he was
informed by Frederick Lehman
that at the door of 88 block E. St.
on said day he was present and
saw that while the deponent
was lying asleep in the back room
of store 161 East Broadway that the
said deponent put in his right
hand into pocket of the deponent

Police Justice

1885

0674

and him the defendant having
in one hand a bundle of bills
and in the other hand a knife
and that the said Frederick Lehman
seized hold of said bills and took
them away from said defendant

John Murphy
Subscribed before me
this 31st of July 1885

Daniel O'Reilly Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

ss.

Dated 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0675

CITY AND COUNTY }
OF NEW YORK, } ss.

Frederick Lehman
aged *21* years, occupation *Butcher* of No.

161 East Broadway Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

John Murphy

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of

July 188*8*

Frederick Lehman

Samuel C. Kelly
Police Justice.

0676

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } SS

James G. Gentry 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.

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.

Taken before me this

day of

188

Grand Oldfield Police Justice

0677

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 Conarty

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 20 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 11 188 5 James O'Neill 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.

0678

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court. 3 District. 802

THE PEOPLE, &c.,
OF THE COMPLAINT OF

John Murphy
343 73. E. 65th
James Hervey

2

3

4

Dated July 31 188 5

O'Reilly Magistrate.

Leary & Green Officer.

7 Precinct.

Witnesses

No. Fredrick Lehman Street.

161 E. Broadway

1885

ATTORNEY

No. Street,

No. Street.

\$ 2000 to answer G. Sessions.

Law

0679

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James McGrath

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

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

The said

(125-)
late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *thirtieth* day of *July* in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid, with force and arms, in the *day* time of the same day, *three* 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 the denomination of twenty dollars, and of the value of twenty dollars *each*; *six* 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 the denomination of ten dollars, and of the value of ten dollars *each*; *three* 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 the denomination of five dollars, and of the value of five dollars *each*; *thirty* 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 the denomination of two dollars, and of the value of two dollars *each*; *sixty* 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 the denomination of one dollar, and of the value of one dollar *each*; *three* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *six* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *three* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of*

of the proper moneys, goods, chattels, and personal property of one *John Murphy*, on the person of the said *John Murphy*, then and there being found, from the person of the said *John Murphy*, 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.

RANDOLPH B. MARTINE,

District Attorney.

0680

BOX:

184

FOLDER:

1863

DESCRIPTION:

Gillen, Thomas

DATE:

08/13/85



1863

0681

1571 B. Berlingor A
Halkaway

Counsel,
Filed 13 day of Aug 1885
Pleads, Chasquely (K)

THE PEOPLE
vs.
Thomas Gillen
Grand Larceny, 2nd Degree.
[Sections 528, 529, 530, Penal Code.]

RANDOLPH B. MARTINE,
District Attorney.

June 8/93
Bail & Specimen
A True Bill.

John O. Scott

Foreman.

W. H. W. H. W. H.

P. J. P. J. P. J.

Witnesses:

This indictment
was found in
October 1885. The
charge was for
stealing a dog worth
five dollars.
The whereabouts
of the complainant
cannot be ascertained
within opportunity.
Officer George Keefe
who made the arrest
tells me that the com-
plainant never cares
about proceeding - that
at this late day she
cannot be found - I
ask that the defendant
be discharged on his own
recognizance. G. J. B.
May 3-93 a da

0682

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 782 Broadway Street, aged 35 years,
occupation fur-manufacturer being duly sworn

deposes and says, that on the 26 day of July 1885 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 day time, the following property viz:

One fine mangled dog of the value of
Five dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas Allen (now here) from the fact;
that about the hour of 7.30 A.M. on the above date
deponent was sitting on a bench in Washington
Square with the above mentioned dog, for which
deponent has a license and upon which there was
a muzzle at the time) on her lap. When defendant
came to deponent, informed her that he was a
dog catcher, and forcibly taking the dog away from
deponent, concealed it under his coat and
while he held the dog, so concealed took off the
muzzle and walked away with the dog in his
possession.

Clemente Lucchesi

Sworn to before me, this

of July 1885

day

Police Justice.

0683

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

Thomas Giller 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

Thomas Giller

Question. How old are you?

Answer

Thirty Years

Question. Where were you born?

Answer.

New York City

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

Answer.

No 70-6 East 180th. Ten years

Question What is your business or profession?

Answer

None-Smith

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. I found the dog bone
Thos Giller.

Taken before me this

day of

1885

Police Justice.

0684

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 _____

Thomas Miller
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 *July 27* 1885 *William H. Miller* 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.

0685

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

788 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Minna E. Huddell
732 Broadway.

vs.
1 *Thomas Gullen*

2

3

4

Dated

July 27 1885

George W. Sullivan Magistrate.

George W. Sullivan Officer.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

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George W. Sullivan Precinct.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

George W. Sullivan Precinct.

0686

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York.

To Alice Webber
of No. 334 East 49 Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 3rd day of MAY 1893, at the hour of 10¹/₂ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Thomas Gillen

Dated at the City of New York, the first Monday of MAY
in the year of our Lord 1893

DE LANCEY NICOLL, District Attorney.

At 11/2 o'clock 9 M.
to see Mr. Bedford

0687

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this as an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when

Does not live
there & housekeeper
does not know of
any one of that
name ever living
there

0588

Court of General Sessions.

1714

THE PEOPLE

Thos. Gillen
vs.

City and County of New York, ss: *Jos. H. Shannon* being duly

sworn, deposes and says: I reside at No. *217 Mulberry*

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney

of the City and County of New York. On the *2nd* day of *May* 189*3*

I called at *334 East 49th St.*

the alleged *residence* of *Alice Webber*

the complainant herein, to serve her with the annexed subpoena, and was informed by

*the housekeeper who has
lived there for the last five
years, that he never knew
any one of that name in
the house.*

Sworn to before me, this

3

day

189

of

May

Jos. H. Shannon
Subpoena Server.

James P. Rogers
clerk

0689

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Thos. Gillen

Offense

DE LANCEY NICOLL,
District Attorney.

Affidavit of

Jo St. Lawrence

Subpoena Server.

FAILURE TO FIND WITNESS.

May 3/93

0690

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York.

To Clementa Luddicka
of No. 732 Broadway Street

At 12 o'clock A.M. to see Mr. Bedford

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 3rd day of MAY 1893 at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Thomas Gillen

Dated at the City of New York, the first Monday of
in the year of our Lord 1893

DE LANCEY NICOLL, District Attorney.

0691

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when

Has lived there
7 years ago.
Does not know
what has become
of them

0692

Court of General Sessions.

1714

THE PEOPLE

Phos. Gillen ^{vs.}

City and County of New York, ss: *Jos. H. Shannon* being duly sworn, deposes and says: I reside at No. *217 Mulberry* Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the *2nd* day of *May* 189*3* I called at *732 Broadway* the alleged *residence* of *Clementine Liddecka* the complainant herein, to serve her with the annexed subpoena, and was informed by

the tenants that she did belong there some years ago, but could give me no information as to her present whereabouts.

Sworn to before me, this

of

day

189

Jos. H. Shannon
Subpoena Server.

May
By William P. M. G.

0693

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Thos. G. Allen

Offense

DE LANCEY NICOLL,
District Attorney.

Affidavit of

Jos. H. Shannon

Subpoena Server.

FAILURE TO FIND WITNESS.

May 2/93

0694

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Fiddler

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

— Thomas Fiddler —

of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said

Thomas Fiddler,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
thirtieth day of July, — in the year of our Lord one thousand
eight hundred and eighty-five, in the day time of the said day, at the Ward, City and
County aforesaid, with force and arms,

one bag of the value of five

dollars,

of the goods, chattels and personal property of one Rebecca Luddock,
on the person of the said Rebecca Luddock.
then and there being found, from the person of the said Rebecca Luddock,
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.

Randolph B. Martinie,
District Attorney

0695

BOX:

184

FOLDER:

1863

DESCRIPTION:

Gluck, Louis

DATE:

08/18/85



1863

0696

184 B

Counsel,
L.O. Spencer

Counsel,

Filed 10th day of Aug 1888

Pleads Not guilty

THE PEOPLE

vs.

R

Leino Agudon

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Wm. O. Stetson,

Foreman.

By the Court,
Ben C. Wright

Witnesses:

L.O. Spencer &

Compt. R. R. R.

Secretary

7/10/88

0697

Sec. 198-200.

Fourth District Police Court.

CITY AND COUNTY OF NEW YORK, ss

James Louis Gluck 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

Louis Gluck

Question. How old are you?

Answer

39 years

Question. Where were you born?

Answer.

Germany

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

Answer.

536 West 45th Street & about 2 years

Question. What is your business or profession?

Answer

Piano - maker

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 called my wife a "whore". I did not stab him I merely pushed him up stairs

Louis Gluck

day of

taken before me this

188

Police Justice.

0698

Police Court—Fourth District.

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

of No. 46 James Cox Street, aged 36 years,

occupation Carpet Factory being duly sworn

deposes and says, that on the 8 day of August 1885 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Louis Gluck (now here) who cut and stabbed deponent in the arm with some sharp instrument, which deponent has reason to believe and does believe was a file, there and then held in said Gluck's hand

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 August 1885.

James Cox
Police Justice.

0699

842
Police Court, Fourth District.

THE PEOPLE, &c.,
on the complaint of

James Cox
615 W. 46th
Samuel Gluck

Offence—Felonious Assault & Battery

Dated Aug 12 1888

Bluffy Magistrate.

Netzer Officer.

22 Clerk.

Witnesses, Samuel Gamble
No. 536 west 45th Street.

Jimmie Hickley
No. 536 west 45th Street.

Mary Reilly
No. 536 west 45th Street.

\$ 1000 to answer General Sessions.

Cox

at Aug 15 9 a.m.

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 Two 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 Aug 14 1888.
[Signature] Police Justice.

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

Dated Aug 14 1888.
[Signature] 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 Aug 14 1888.
[Signature] Police Justice.

0700

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Dominic Figliola

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

Dominic Figliola

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

The said Dominic Figliola,

late of the City of New York, in the County of New York aforesaid, on the nineteen day of August, in the year of our Lord one thousand eight hundred and eighty five, with force of arms, at the City and County aforesaid, in and upon the body of one James Fox, in the peace of the said People then and there being, feloniously did make an assault and in the said James Fox, with a certain knife, and also with a certain sharp instrument to the great grievous and dangerous injury, which the said Dominic Figliola in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound

with intent in the said James Fox 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

Dominic Figliola

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

The said Dominic Figliola

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 one James Fox in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and in the said James Fox

with a certain knife, and also with a certain sharp instrument to the great grievous and dangerous injury, which in the said Dominic Figliola in his right hand then and there had and held, the same being a instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut 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.

Randolph B. Mathis
District Attorney,

0701

BOX:

184

FOLDER:

1863

DESCRIPTION:

Graves, Lewis

DATE:

08/18/85



1863

0702

187-B

Witnesses:

Counsel,
Filed 18 day of Aug 1885
Pleads Not guilty (9)

THE PEOPLE

vs.

R
Davis & Son

(2 cases)

RANDOLPH B. MARTINE,
District Attorney.

Burglary in the Third Degree.
[Section 498, Penal Code]

A True Bill.

Wm. O. Smith
Foreman
Wm. O. Smith
3 day
S. I. from 1885

0703

Police Court—14 District.

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

of No. 1333 Avenue J Street, aged 57 years,
occupation Butcher being duly sworn
deposes and says, that the premises 50 feet East of Bridge St East 74 Street,
in the City and County aforesaid, the said being a Stone

and which was occupied by deponent as a Butcher Stone
and in which there was at the time a human being, by name viz - this
deponent.

were BURGLARIOUSLY entered by means of forcibly entering
the parlour over the outer door of
said stone.

on the night day of July 1885 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

United States Copper coins of
the value of forty cents.

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Lewis Graves. non present.

for the reasons following, to wit:

That deponent found
said defendant secreted under
the counter, near the money drawer
containing said copper coins. and
said drawer open.

Sworn to before me
this 14 August 1885.

Henry Hoffman
Police Clerk

0704

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Lewis Graves. 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. *Lewis Graves.*

Question. How old are you?

Answer. *15 years.*

Question. Where were you born?

Answer. *In New York City.*

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

Answer. *423 E 23 St. 2 weeks.*

Question. What is your business or profession?

Answer. *Machinist.*

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.*

Lewis Graves.
Mark

Taken before me this

day of *March* 1885

Police Justice.

0705

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 Lewis Graves

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 Aug 14 1885 [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0706

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Leroy Hefner
P 133 Ave A
Lewis Graves

2
3
4
Office

Dated Aug 12 1885

Campbell & Martin
Magistrate.
Officer.
28 Precinct.

Witnesses.....

No. Street.

No. Street,

No. Street.

\$ 1000 to answer G.S. Sessions.

Even

0707

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Samis Figueras

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

Samis Figueras

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *Samis Figueras*,

late of the *Nineteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *July*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

Sorenz Holmann

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Sorenz Holmann,

in the said *store* then and there being, then and there feloniously and burglariously to 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.

Randolph B. Martine,
District Attorney.

0708

BOX:

184

FOLDER:

1863

DESCRIPTION:

Graves, Lewis

DATE:

08/19/85



1863

0709

BOX:

184

FOLDER:

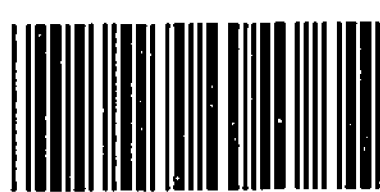
1863

DESCRIPTION:

Beatty, James

DATE:

08/19/85



1863

Witnesses:

It appearing by the within affidavits that it is impossible to secure the attendance of John Davis a material and necessary witness for the People and without whose evidence a conviction cannot be had, I therefore respectfully recommend that the defendant herein James Beatty

be discharged on his own recognizance, or on bail to appear from further trial, N. Y., September 7, 1887.

John Vanum M. Davis
Att. District Attorney.

Counsel,

Filed 19 day of Aug 1887

Pleads, Not guilty (Do)

THE PEOPLE

vs.

James Beatty
vs. James Beatty

ASSAULT IN THE THIRD DEGREE.

(Section 219, Penal Code.)

RANDOLPH B. MARTINE

A True Bill.

Foreman

0710

0711

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Andrew Spanier 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

Andrew Spanier

Question. How old are you?

Answer

23 years

Question. Where were you born?

Answer.

New York

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

Answer.

570 East 73 St & about 2 years

Question What is your business or profession?

Answer

Rag - sorter

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
Andrew Spanier

Taken before me this

day of May 1888

Police Justice.

0712

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

James Beatty 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

James Beatty

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.

425 East 14th St & about 6 years

Question What is your business or profession?

Answer

Machinist

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
James Beatty

Taken before me this

day of

Nov

1888

Police Justice.

0713

Sec. 198-200.

Fourth District Police Court.

CITY AND COUNTY {
OF NEW YORK } ss

Lewis Graves 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 Lewis Graves

Question. How old are you?

Answer 15 years

Question. Where were you born?

Answer. New York

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

Answer. 423 East 123 St

Question What is your business or profession?

Answer. Machinist

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
Lewis Graves
mark

Taken before me this
day of July 1888

Police Justice.

0714

District Attorney's Office.

PEOPLE

vs.

James Beatty
Assault

I want to have
this case disposed
of when reached.
Do not let it
come back.

Apr 29/87 R.B.M.
To Mr. Davis.

0715

Police Court— 14 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

of No. 336. East 70th Street, aged 30 years,
occupation Cigar Maker being duly sworn, deposes and says, that
on the 8 day of August 1885 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Andres Spaniel.
Levis Graves. & James Beatty. now
present. That said Spaniel kicked de
ponent in the back, and said Graves and
Beatty generally struck deponent a
number of blows in the face
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this

day of

August 1885

James J. Van
Police Justice

0716

Dated Aug 14 1885
guilty of the offence with which I order he be discharged.
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto given.
Dated Aug 14 1885
Police Justice.

I have admitted the above named
of the City of New York, until he give such bail.
Dated Aug 14 1885
Police Justice.

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

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 Leach
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

and be committed to the Warder and Keeper of the City Prison
Hundred Dollars
I order that he be held to answer the same and he be admitted to bail in the sum of

Police Court, 4 District.

THE PEOPLE, &c.,
on the complaint of

John Verick
336 E. 70th

Andrew James

Dennis Greene

James Beatty

Dated August 14 1885

Magistrate.

Officer.

Clerk.

Witnesses.

Street.

Street.

Street.

Sessions.

No. 11-2-3 to answer Jan 2

No. 11-2-3 to answer Jan 2

No. 11-2-3 to answer Jan 2

No. 11-2-3 to answer Jan 2

No. 11-2-3 to answer Jan 2

0717

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *John J. Smith* *Verik*
of No. *336 E. 70* Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the County Court House, in the Park of the said City, on the *2* instant, at the hour of Eleven day of *May* in the forenoon of the same day, to testify the truth and give evidence in our behalf against

in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *May*, in the year of our Lord 1887.

RANDOLPH B. MARTINE, District Attorney.

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

If this Subpena is disobeyed, an attachment will immediately issue.

Bring this Subpena with you, and give it to the Officer at the Court Room

Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Mr. Smith

0718

PART I.

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To

of No.

John Verik
336 E 70

Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *19* day of *August* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Jas. Beatty
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *August* in the year of our Lord 1887

RANDOLPH B. MARTINE, District Attorney.

0719

GLUED PAGE

Court of General Sessions.

THE PEOPLE

vs.

James Beatty

City and County of New York, ss.:

Samuel J. Campbell

being duly

sworn, deposes and says: I am a Police Officer attached to the

25th

Precinct,

in the City of New York. On the

18th

day of

August

1887,

I called at

No. 336

East

70th Street

the alleged

residence of John Venik

the complainant herein, to serve him with the annexed subpoena, and was informed by the

housekeeper that the said Venik has moved from there over 18 months ago and that she don't know where he moved to, and has not seen or heard of him since.

I also made diligent search and inquiry in the neighborhood and at several Bohemian Saloons and Segar Factories but could not find anyone who knows the present whereabouts of the said John Venik.

S. Campbell

Sworn to before me, this

19 day

of

August, 1887

Rudolph L. Scharf

COMMISSIONER OF DEEDS,
N.Y. CITY & COUNTY.

0720

Court of General Sessions.

THE PEOPLE, on the Complaint of

John Venik

vs.

James Beatty

Offense:

RANDOLPH B. MARTINE,

District Attorney.

Affidavit of Police Officer

Sam. J. Campbell

25

Precinct.

Failure to Find Witness.

0721

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To

of No.

John Verik cigar maker
336 E. 70th Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *19* day of *August* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Gas. Beatty -
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *August* in the year of our Lord 1887

RANDOLPH B. MARTINE, *District Attorney.*

THE COURT-ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

PART I

Mr. David Carson

0722

GLUED PAGE

Court of General Sessions.

vs. PEOPLE

vs.

James Beatty

City and County of New York, ss.:

Chas. J. Lyons being duly sworn, deposes and says: I reside at No. 656 72 Avenue Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the 18th day of August 1887, I called at No. 336 East 70th Street.

the alleged residence of John Verik the complainant herein, to serve him with the annexed subpoena, and was informed by several tenants that they do not know Verik, and they sent me to the office of the Segar factory and I was informed by the foreman Siegmund Bernhart that he knows all the people in that house but that no one resides or is employed there by the name of John Verik, and that he does not know where the said Verik resides or where he can be found.

Sworn to before me, this 19 day of August, 1887

Rudolph L. Scharf

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

Chas. J. Lyons
Subpoena Server.

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

John Levin

vs.

James Beatty

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of

Chas. J. Lyons

Subpoena Server.

Failure to Find Witness.

0723

0724

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Samuel Graves
and James Beatty*

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

Samuel Graves and James Beatty

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

The said *Samuel Graves and*

James Beatty, each —

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the *eightth* day of *August*, in the year of our Lord
one thousand eight hundred and eighty-*five*, at the Ward, City and County
aforesaid, in and upon the body of one *John Verick*,
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *him* the said *John Verick*,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *John Verick*, — 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.

RANDOLPH B. MARTINE,

District Attorney.

0725

BOX:

184

FOLDER:

1863

DESCRIPTION:

Green, John

DATE:

08/05/85



1863

0726

BOX:

184

FOLDER:

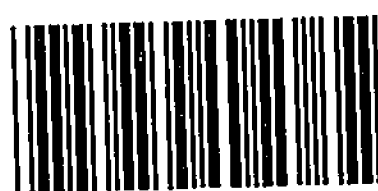
1863

DESCRIPTION:

Cunningham, Joseph

DATE:

08/05/85



1863

0727

BOX:

184

FOLDER:

1863

DESCRIPTION:

Holden, Joseph

DATE:

08/05/85



1863

0729

The People Court of General Sessions. Part I
 Joseph Holden Before Recorder Smyth. Sept. 10. 1888.
 jointly indicted with Joseph Cunningham for
 burglary in the first degree.

Simon J. Cashner sworn. I live 419
 East Seventy Sixth St., a tenement house, with
 my family, a wife and five children; we oc-
 cupy four rooms on the second floor; three
 doors open on the hallway. I have furniture and
 clothing in the house. I remember the morning
 of the 23^d of July about ten minutes past one. I
 went to bed between ten and eleven o'clock.
 It was a very warm night, I went into the
 sitting room to tie down and my wife and
 three children were in her bed; the bed room
 is next to the sitting room. The doors were all
 locked. My wife called me and told me there
 was somebody at the door, I got up and walked
 into the bed room; there was a knock at the
 door, and a voice said, "Mr. Cashner, can
 I see you a moment?" He said, "no, you
 can't see me till morning." They said, "Is
 Joe in?" That was myself. I spoke up and
 said, I was in, they could not see me till
 morning. I heard the words, I thought it
 was Cunningham spoke, "you big son of a
 b---h, that he would fix me. I heard them
 muttering out in the hallway, and the

0730

first thing I knew my back room door was burst in and Green came with a revolver pointed at me. I ran into the sitting room to try to get something to defend myself; he walked in and ~~told~~ the revolver down towards my wife's head in the bed; she was hallooing "murder." I had nothing to defend myself, and I halloed out of the window for the police and they ran away. I saw in the room Green, Holden and the other man standing in the back room door. I could not recognize him, but I thought he was Cunningham. The door latch where the lock goes into the catch was burst loose and the latch was still locked. I gave the names of the men to the Officer who were in the room. I believe Holden was arrested on the 23^d the same day. Holden said to me I hadn't ought to arrest him, that he was not ~~the~~ party. I know he is one of the men, I knew him before. Cross examined. He used to come to my house often before. I turned the lamp up when I heard the noise and it was sitting on the bureau in the bed room into which they came where my wife laid. The light was burning dimly at the time by which I saw their faces. Holden did not speak a word. They had been frequently in my

0731

house till ten or eleven o'clock. They had no business that hour of the night in my house. I saw Holden the next day in Seventy Sixth St. near First Ave.; he was brought up to me in the street after dinner. I was talking to Sergeant Hamilton at the time.

Mary Cashner sworn. I am the wife of the last witness and remember the morning of the 23^d of July when there was a knocking at the door; they called, "Mrs. Cashner, open the door." I says, "You can't see me, it is too late;" they knocked again and my husband answered. My baby cried, and I turned and I thought I heard a noise and there was a pistol to my face. I suppose it was green, I did not see his face, I know him by his clothes. I did not see Holden - only the man who held the pistol. I was very much frightened. The pistol was very close to my face. There was a very dim light in the room, but light enough for any one to see. I am sure it was a pistol, I described it to the officer. I could not tell whether Holden was there or not, for I could not look behind. The other parties were behind me. I knew Holden, certainly, but I did not see him there that night.

1

0732

Jacob Brunner sworn. I am a police officer attached to the 28th precinct. I was on duty in the morning of the 23^d of July. My post was from 75th to 79th sts. and First Ave. No 419 East 76th st. is on my post. I was going down between 77th and 78th sts. trying my door. I heard the cry of "murder, watch, police" about five or ten minutes past one. I ran round to where I could place the noise and when I got to the house everybody was excited. I went up stairs and saw the latch burst off the inside door. They told me that three parties burst open the door and one of them had a revolver and threatened to shoot the woman Mr. Cashner told me their names, John Green, Joseph Holden and Cunningham. That morning I found Green between four and five o'clock with a revolver on him; the other parties were arrested that evening. I saw Holden in the station house after the arrest. Sergeant Barnitt arrested the other parties. I did not know them, I only got their names from Mr. Cashner who knew them. I had no conversation with Holden in the station house about the crime. I saw marks of violence on the door that was broken in. The lady described a silver mounted pistol with a black handle, and I found it on Green.

0733

The case for the Defence.

Hannah Holden, sworn and examined.

I live at 401 East Seventy Sixth St. on the same block with Mrs. Cashner. I heard of the trouble in Cashner's house the day after. I saw my grand child Joseph the night before in his bed where the clock struck one in the morning between the 22nd and the 23rd of July. I was in my own bed sick. I understood from his mother that he was in bed at 11 o'clock, but I saw him after I went to call his mother at one o'clock to call another brother that had to go to a boat to work, and that is the reason I called her at that hour; it is perfectly true gentleman. Cross Examined. I did not see when he went to bed that night, for I was in bed before him. His mother is totally blind; she asked me if I was awake about one o'clock to call her as she had to call his younger brother. The room in which Joe slept was back of the Kitchen; there was a glimmering light there; nobody else slept in the kitchen. I got up between seven and eight o'clock.

Sophia Holden sworn. I live at 401 East Seventy Sixth St. and am the aunt of Joseph Holden. I heard of the occurrence at Mrs. Cashner's house the next morning. I saw Joseph in bed at twelve o'clock that night. I went into the room exactly at 12 o'clock to get water to take medicine, I had been sick. I had my regular hour for taking

0734

medicine. Joseph's bed was made on chairs across his grandmother's bed room that leads into the kitchen cross examined. I did not see him after twelve until $\frac{1}{4}$ past four in the morning. I went into the room and saw him again. I would have heard him if he went out between twelve and a quarter past four because I did not go to sleep. I scolded the grandmother for getting out of bed, for I always called his mother.

Catherine Bolder sworn. I am the mother of the prisoner. I heard about the injury to Cashner's house the next day about ten o'clock. The night that happened Joe came in about eleven o'clock; he asked me if I had lunch for him? I said, 'yes,' he ate his lunch. I made a bed on the chair because I took a young man to board who occupied the bed room. I am blind but I can feel the hands of the clock. I got up and felt the clock; it was about $\frac{1}{4}$ past one. I got up to wake a boy who works on an ice wagon. Joseph was in bed from $11\frac{1}{2}$ to $5\frac{1}{2}$ o'clock. At that time I called him to go to work. I made a poultice and put it on his hand. He went down to the door and two young girls came up and said, "Joe is going to be arrested." I said, "What for?"

0735

Joseph Holden, sworn and examined. I live at 401 East Seventy Sixth St. I worked in the soda water factory of Mr. Butler at 505 East Seventy Fourth St. for three years. I was not in Cashner's house the night of the trouble. I went to bed early that night about $\frac{1}{4}$ or $\frac{1}{2}$ past eleven in my own house. I stayed there till morning. I could not go to work with my sore hand. Mr. Cashner told me the next morning when I was sitting on the stoop to run away, there was a warrant for me in the station house. I told her I would not run away. I was innocent. I stood there and Mr. Sullivan and Hammit was on the corner. Mr. Sullivan went up in Cashner's house and came down again and talked to Sergeant Hammit and then came down and looked at me, and he says, "Take a walk." I says, "all right." I went down to the station house and they put up a charge against me of burglary. Cross Examined. On the 22nd of July I was not working. I walked around with my finger tied up in a bandage around Second Avenue. I was sent to the House of Refuge from this Court for stealing a coat in 1880. I was there nine months. I know John Green I saw him a month before my arrest. I slept in the kitchen; my mother slept in the bed room. That was the first night I did not sleep in the bed.

0736

I slept in the Kitchen, my mother slept in one bedroom, and my father and Mr. Riley slept in the other bedroom. he was boarding, he came about a week before I was arrested. I had been sleeping with him in the bed that week, but it was so warm I could not stand it and I made a bed on chairs. The boarder is not here.

Eliza Cady sworn. I live at 400 East 76th St. Holden lives in the rear building. Mr. Butler, who keeps a soda water factory, in 76th St. is my son-in-law. I know the prisoner worked for him three years. I have always seen him very quiet and civil to everybody and very upright. Cross Examined. Mr. Butler lives over the factory, he is not in town, he is in Phillipsburg, N.J.

Bridget Mullane sworn. I am the house keeper of the house 401 East Seventy Sixth St. for nine years. The prisoner lived in the house three years. I know nothing bad about him. He gave his money to his mother. I did not know he had been in the House of Refuge. I never knew him to be arrested for stealing. Joseph Holden recalled. My relations with Mrs. Cashner are unfriendly; she made clothes for my mother's children. I have no feeling

0737

against her husband. This is a
certificate of character (Handing
it to the Counsel)

The jury rendered a verdict
of guilty of Burglary in the third
degree

0738

Testimony in the
case of
Joseph Walden
filed Aug
1885.

Green

0739

The People
vs.
John Green.

Court of General Sessions, Part I.
Before Judge Gildersleeve.

August 12, 1885.

Jointly indicted with Joseph Cunningham and Joseph Holden, for burglary in the first degree.

Simon J. Cashner sworn. I live 419 East 76th Street and recollect the 23rd of July about one o'clock in the morning, I was lying in my front sitting room and my wife was lying right opposite in the bed-room and a little child in bed with her; my wife called me and told me there was somebody at the door, I got up and went to the door and some one spoke and said, Mrs. Cashner, could I see you a minute? My wife says, not this hour, you can see me in the morning; the voice then said, is Joe in? I said they could not see till morning and they muttered something outside the door that they would blow the head off me; the next thing I knew, in came her bed-room door and the three men came in, it was bolted and locked and broken open; a revolver was pointed at me by Mr Green whom I have known three years, I rode cement and lime with him and knew him well, I had nothing to defend myself, he pointed the revolver at my wife's head and I heard him say, keep still, keep still; I halloed police and murder and they fled, the officer came and I showed him the door. There was light in the room on the bureau near the door, I am sure it was Green, I have known Holden three or four years, Cunningham I wont identify, I only identify him by his voice and his appearance but could not positively swear it was him. My wife had sixty dollars in the day-time,

0740

she is house-keeper and collects the rents for the house, the agent came in the day and got the money from her, she had a couple of dollars only in the house.

Cross Examined. I was examined before the Magistrate, I stated to the Magistrate that the revolver was pointed at me, I do not think that Green was in the room over two or three minutes, I am familiar with Cunningham's voice for years.

Mary Cashner sworn. I am the wife of the last witness and recollect the occurrence of some one breaking in the door, I do not know whether Green was the man or not, it was dark and I only saw his clothes and his size; somebody pointed a pistol at me, I heard no voice I was too much frightened to see anybody.

Cross Examined. This is a five story tenement house and at that time there was four families on each floor, about twenty families in the house, I am the house-keeper, I never saw Green to my knowledge, the mother of the defendant was in my house, she did not make any proposition to me or my husband not to appear and prosecute.

Jacob Brunner sworn. I am a police officer of the 28th precinct and know the house 419 East 76th Street in the 19th Ward, I recollect seeing the complainant Mr. Cashner on the 23rd of July. At about one o'clock I heard cries of murder, watch and police, I was then on 77th Street and First Avenue, I ran down 76th Street and right in front of the house I saw quite an excitement; I went upstairs and found out that parties had burst open the door, I got a description from Mr. Cashner.

0741

of the parties, I arrested the defendant ab out half past four in the morning, I found him in a wagon in Avenue A, between 76th and 77th Streets asleep. I first got a description from Mrs. Cashner, she told me he was a short man with dark clothes and a black hat, that he had a revolver, silver mounted with a black handle, pointed at her head. I saw this revolver (producing it) in his inside coat pocket, I woke him up and asked him where he lived? He said he lived here, this was between 76th and 77th Streets on Avenue A, he said his name was Brown and finally he said he did not live here. Mrs. Cashner said she could identify the party, I did not let him know I had the pistol until I got to the Station House, he said he had no pistol. When I fetched the party to Mrs. Cashner on the sidewalk, she said, my God that is the man. He said, you have got me wrong.

John Green sworn and examined in his own behalf.

I am going on twenty-two years old and lived in 74th Street with my mother, I help to support her all the time, I was never arrested before for anything in my life, I know Mr Cashner. You heard his statement about your being in the house and placing a pistol at his head and to his wife's head? and telling her to keep still on the night of the 23rd of June last, is that true? No sir. I was asleep on the truck when the officer woke me up, I was after leaving mother home from an excursion, I did not tell the officer my name was Brown, the officer did not find a pistol in my pocket, I did not see the pistol until it was put on the bar in the Station House.

The Jury rendered a verdict of guilty of burglary in the third degree.

0742

Testimony in the
case of
John Green

filed Aug 1885

0743

Police Court—4 District.City and County }
of New York, } ss.:Simon J. Cashnerof No. 419 East 76Street, aged 55 years,occupation Laborer.

being duly sworn.

deposes and says, that the premises No 419 East 76 Street,
in the City and County aforesaid, the said being a brick building, apartments on
the 2nd floor in rear.and which was occupied by deponent as a dwellingand in which there was at the time a human being, by name Mary P. Cashner
and five otherwere **BURGLARIOUSLY** entered by means of forcibly breaking open
the door leading to the bedroom and said
premiseson the 23 day of July 1885 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:with the intent to commit a crime, and to
feloniously assault Mary P. Cashner deponent
Wife and deponent,

the property of

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
assault committedJohn Green, Joseph Cunningham
and Joseph Holden (all now here)for the reasons following, to wit: that, at the hour of about 1o'clock in the morning of said 23rd day of
July 1885, deponent was in his premises,
deponent heard some persons in the hallway
of said premises, where deponent heard
one of said men say Mrs. Cashner, can
I see you a minute as Rudy at the time
whether deponent was in deponent
answered that he was in, but would

0744

not see any one until in the morning
 that then said door leading to the bedroom,
 and above described, was forcibly brook
 upon when said Green walked to the
 bed when defendant wife was lying and
 placed a Revolving pistol to her head,
 saying at the time you keep still,
 that at that time said other defendants
 were standing on the bed room door
 that defendant opened the window and
 was giving an alarm, shouting Murder
 and Police that when such alarm
 was given all defendants run away
 Defendant further says that he knows all
 these defendants for several years last past
 that he know said Cunningham by his voice
 and defendant believes that he is the person
 who asked to see defendant wife and by
 his appearance while standing under the
 door, defendant believes him to be ^{one of} the person
 who committed the crime as charged in
 this affidavit

Sworn to before me this } Simon J. Cashner
 27th day of July 1895

John J. Morrison Police Justice

Police Court District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

vs.

Burglary Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.

0745

Sec. 198-200.

14 District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer.

John Green

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

382. East 44 Street 4 years.

Question. What is your business or profession?

Answer.

Work along shore

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

Green

Taken before me this

day of

July

1885

John J. ...
Police Justice.

0746

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Joseph Cunningham 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.

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.

Joseph Cunningham
Mark

Taken before me this

day of

July

1884

Police Justice.

0747

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, { SS

Joseph Holden 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.

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.

Joseph Holden
mn

Taken before me this

day of

1883

Police Justice.

0748

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 Green
Joseph Cunningham & Joseph Holden
guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of *Fifty* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail.

Dated *July 31* 188 *5 John Herman* 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.

0749

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Susan J. Cashner
419 E. 76th

1 *John Green*
2 *Joseph R. Green*
3 *Joseph R. Green*
4 _____

Dated *July 24* 189 *5*

Green Magistrate.

Sergeant James Egan Officer.

James Egan 28 Precinct.

Witnesses *Said officer*

No. _____ Street.

Mrs. Cashner

No. *419 E. 76th* Street,

No. _____ Street.

\$ *1500* to answer *Paul* Sessions.

Paul

0750

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 Green, Joseph
Furningham and
Joseph Alden

The Grand Jury of the City and County of New York, by this indictment
accuse John Green, Joseph Furningham
and Joseph Alden
of the CRIME OF Conspiracy in the first degree,

committed as follows:

The said

John Green, Joseph Furningham
and Joseph Alden, each

late of the 19th Ward of the City of New York, in the County of New York afore-
said, on the twenty-third day of July, in the year of our Lord
one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid,
drew the house of one of the said
in the night time of the same day
with force and arms, the dwelling
house of one Simon G. Gardner,
there situate, feloniously and unlaw-
fully did break and enter, one
Mary S. Gardner being then and
there within the said dwelling
house, with intent to commit some
crime therein, to wit: with intent
in the said dwelling house, then
and there to feloniously assault
her the said Mary S. Gardner;
each of them the said John Green,
Joseph Furningham and Joseph
Alden being then and there

assisted by a confederate actually present: against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

Second Count:

And the Grand Jury aforesaid, by this indictment further accuse the said John Tyeen, Joseph Cunningham and Joseph Wadsworth of the crime of Rape in the first degree, committed as follows: The said John Tyeen, Joseph Cunningham and Joseph Wadsworth, each late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of one of the clock in the night time of the same day, with force and arms, the dwelling house of said Simon Gardner there situate, feloniously and unlawfully did break and enter, the said Simon Gardner being then and there within the said dwelling house, with intent to commit some crime therein to

0752

with intent then and there,
in the said dwelling house to
feloniously assault the said Simon
✓ J. Gardner, each of them the said
John Green, George Runningman
and George Wadsworth then
and there assisted by a confeder-
ate actually present, against
the form of the Statute in such
case made and provided, and
against the peace and dignity
of the said People.

Charles B. Martin,
District Attorney.

0753

BOX:

184

FOLDER:

1863

DESCRIPTION:

Gunstein, Chas H.

DATE:

08/04/85



1863

0754

BOX:

184

FOLDER:

1863

DESCRIPTION:

Gunstein, Johanna

DATE:

08/04/85



1863

0755

#13 B

Ch. L. Kahn

237 Broadway

Counsel,

Filed 4 day of Aug 1885

Pleads *Chauvin*

Witnesses:

THE PEOPLE
vs.
Char. H. Gurskain
and Johanna Gurskain
ASSAULT IN THE THIRD DEGREE.
(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

Aug 7/85

Speedy & Acquitted.
A True Bill.

J. M. O'Leary
Foreman

7th

0756

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

Charles H. Gunstetter 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

Charles Gunstetter

Question. How old are you?

Answer

37 years

Question. Where were you born?

Answer.

Germany

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

Answer.

1114 - 1st Avenue 1 year

Question What is your business or profession?

Answer.

Shoe maker

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.

Not guilty

By

Gunstetter

Taken before me this

day of

1885

Police Justice

0757

Sec. 198-200.

H District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Question What is your name?

Answer

Johanna Gunstein

Question. How old are you?

Answer

30 years

Question. Where were you born?

Answer.

Bellevue

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

Answer.

1114 - 1st Avenue 1 year

Question What is your business or profession?

Answer

Shoemaker

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.

Not guilty
Johanna Gunstein

Taken before me this

20

day of

1885

John J. Conner
Police Justice.

0758

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 Smith

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 20 188 5 John Homan 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.

0759

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street

No. 4, by

Residence

Street.

Police Court

2764 District.

THE PEOPLE, & c.
ON THE COMPLAINT OF

Chas. E.

1

2

3

4

Dated

1885

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

0760

Police Court—4 District.

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

of No. 25th Police Precinct John Long Street,

being duly sworn, deposes and says, that
on Sunday the 19 day of July
in the year 1886, at the City of New York, in the County of New York,

he was violently **ASSAULTED** and **BEATEN** by Charles H. Gunstein Es
Johanna Gunstein (both now here)
who at the time beat deponent while
he (deponent) was engaged in the dis-
charge of his duty as a police officer

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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 20

day of July 1886

John Long

John Gorman Police Justice.

0761

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles M. Fungstein
and Emma Fungstein*

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

Charles M. Fungstein and Emma Fungstein

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

The said *Charles M. Fungstein and
Emma Fungstein, each* —

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the ~~nineteenth~~ day of *July*, in the year of our Lord
one thousand eight hundred and eighty-*five*, at the Ward, City and County
aforesaid, in and upon the body of one *John Song* —
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *in* the said *John Song* —
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *John Song*, 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.

RANDOLPH B. MARTINE,

District Attorney.