

0217

BOX:

20

FOLDER:

253

DESCRIPTION:

O'Brien, Joseph

DATE:

09/10/80



253

0218

Counsel,
Filed day of 187

Pleas

THE PEOPLE

vs.

Grand Larceny of Money, &c.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Foreman.

Col. J. P. H. H.
11/18/80
J. O. Harte.
Counsel,

Filed 10 day of Sept 1880

Pleas Not Guilty

THE PEOPLE

vs.

Burglary—First Degree, and
Grand Larceny.

P.

Joseph O'Brien.

ans. charge.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Richard Lark
Foreman.

Part No. Sept 16. 1880

pleads 1 Aug 3.

Verdict of Guilty should specify of which count.

Plea of guilty with drawn
by presence of Court & not

pleads Not guilty - Sept 20/80
Part No. Oct 15, 1880

tried & convicted Nov 1 day
not & recommendations to prison
SEVEN YEARS and six months

0219

Police Court—Second District.

City and County } ss:
of New York.of No. 18 Ring Street, being duly sworn,
Sarah J. Drigleydeposes and says, that the premises No. 18 Ring
Street, 8 Ward in the City and County aforesaid, the said being a Dwelling House
and which was occupied by deponent as a dwelling and place of
abode were **BURGLARIOUSLY**
entered by means of forcibly removing the glass
and displacing the fastening on the
sash of the Basement Window of said
premiseson the night of the 2nd day of September 1880

and the following property feloniously taken, stolen, and carried away, viz:

Gold and lawful money consisting of
National Bank Bills and Silver Coins
together of the value of \$1⁴⁴ 80/100
One coat worth \$10.00 One belt
worth \$2.00 1 Chain worth \$2.00 said
property being in all of the value of
\$180/100the property of deponent a widow
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 Joseph O''Brien

for the reasons following, to wit:

That on the night of
the 1st instant at the hour of 10 o'clock
P.M. the said window was securely
fastened and the said glass was unbroken
at about 3.30 o'clock A.M. on
the 2nd instant, deponent was a-
wakened by the noise of said
defendant who was in deponents

0220

room at said premises - as the defendant was in the act of searching the Pockets of upponents Clothing deposited thereafter missed the within named property - Sarah J. Quigley
Sworn to before me this }
6th day of September 1870 }
M. W. [Signature]
Police Justice

0221

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK

Joseph O'Brien being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him ^{here} states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

Joseph O'Brien

QUESTION.—How old are you?

ANSWER.—

19 years

QUESTION.—Where were you born?

ANSWER.—

New York

QUESTION.—Where do you live?

ANSWER.—

3 Bleeker Street

QUESTION.—What is your occupation?

ANSWER.—

Fruit Business

QUESTION.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

ANSWER.—

*I am not guilty of
the charge*

*Joseph O'Brien
mark*

When before me, this

6

day of Sept

1889

Police Justice

0222

Police Court—Second District.

THE PEOPLE, No. 10
ON THE COMPLAINT OF
Sarah J. Dwyer
vs. *Henry J. Dwyer*

Joseph C.'Brien
John C. & Eugene

Sept 6 1880

W. M. Hall Magistrate.

W. M. Hall Clerk.

Witnesses:

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Samuel J. Dwyer

John C. & Eugene

Henry J. Dwyer

Committed in default of \$ *2000* Bail.

Bailed by *John C. & Eugene*

No. *10* Street.

0223

Police Department of the City of New York,

Precinct No.

New York, 188

Arrested for Burglary Sept 5 1888.
Joseph C. Briant. 19 years. White. W.A. Lab
Single. age 33. Bleeker St. Charged with
entering Complainant's house Sarah J.
Quigley No. 18 King St. through the
back door & stole \$17 cash. One coat
One watch chain valued in all \$26.

Sentenced to 7 1/2 years State Prison
October 5 1888. Judge Cowing

Patrolman Michael Thomas Moran
8 Prec
7 Vandam St

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Joseph O'Brien

late of the *ninth* Ward of the City of New York, in the County of New York, aforesaid,on the *second* day of *September* in the year of our Lord one thousand eight hundred and ~~eighty~~ *eighty eight* time with force and arms, about the hour of *three* o'clock in the *night* time

of the same day, at the Ward, City and County aforesaid, the Dwelling-house of

*Sarah J. Dugley*there situate, feloniously and burglariously did break into and enter by means of *forcibly breaking open an outer window*whilst there was then and there some human being to wit, one *Sarah J. Dugley* within the said dwelling-house he, the said

Joseph O'Brien

then and there intending to commit some crime therein, to wit, the goods, chattels, and personal property of *Sarah J. Dugley*

in the said dwelling-house 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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of *three* o'clock in the *night* time of said day,

the said

Joseph O'Brien

late of the Ward, City, and County aforesaid,

*One coat of the value of ten dollars.**One vest of the value of two dollars.**One chain of the value of two dollars.*

And whereas, 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 one thousand dollars, and of the value of one thousand 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 hundred dollars, and of the value of five hundred dollars each: twenty 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 hundred dollars, and of the value of one hundred 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 fifty dollars, and of the value of fifty dollars each: fifty 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: 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 ten dollars, and of the value of ten dollars each: eighty 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: ninety 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 three dollars, and of the value of three dollars each: one hundred 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: one hundred and twenty 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: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two 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: 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 ten dollars each: ten 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: ten 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 three dollars each: thirty 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 two dollars each: thirty 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 one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of *Sarah J. Dugley**Sarah J. Dugley* in the said dwelling-house of one in the dwelling-house aforesaid, 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.

BENJ. K. PHELPS, District Attorney.

0224

0225

BOX:

20

FOLDER:

253

DESCRIPTION:

O'Brien, Patrick

DATE:

09/15/80



253

0226

123 B.C.

Filed 15 day of Sept. 1880
Pleads *Guilty*

24
37 *Centre* THE PEOPLE
vs.

P.
Patrick O'Brien

Felony Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Chas. Lusk
Foreman.

Sept. 16th 1880

Pleads

Guilty A. & B.

W. H. Rev. of S

0227

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Patrick O'Brien being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Patrick O'Brien*

Question.—How old are you?

Answer.—*Twenty-four years of age*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*137 Stanton St.*

Question.—What is your occupation?

Answer.—*Iron-smith*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—

I am not guilty of the charge.

Patrick O'Brien

Taken before me, this

day of

September 1870
Police Justice.

0228

Form 15.

Police Court—Third District.

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

Frank Wittmann

of No. 131 East Houston Street

on Friday the third day of September
in the year 1880 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Patrick O'Brien, now here,
who did wilfully and maliciously
cut and wound deponent on
the left side, under the arm,
with the blade of a knife then
O'Brien, then held in his hands
thereby Beating deponent

with the felonious intent to ~~take the life of deponent~~ ^{deponent} or do him 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, &c., and be dealt with according to law.

Sworn before me, this 14th day
of September 1880 }

John Patterson

Police Justice.

Frank Wittmann

0229

Form 15

Police Court—Third District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank Montgomery
131 West Houston
Patrick O'Brien

Dated *September 4* 188*0*

Patterson Magistrate.

September 17 Office

WITNESSES



#1000. Ans. G.S.
Conrad

Oct. 4 P.M.

0230

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

Patrick O'Brien
late of the City of New York, in the County of New York, aforesaid, on the
third day of *September* in the year of our Lord
one thousand eight hundred and *eighty*, with force and arms, at the City and
County aforesaid, in and upon the body of *Frank Wittmann*
in the peace of the said people then and there being, feloniously did make an assault
and *him* the said *Frank Wittmann*
with a certain *knife*
which the said *Patrick O'Brien*
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 *him* the said *Frank Wittmann*
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Patrick O'Brien*
with force and arms, in and upon the body of the said *Frank Wittmann*
then and there being, wilfully and feloniously did make an
assault and *him* the said *Frank Wittmann*
with a certain *knife* which the said *Patrick O'Brien*
in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *him* the said *Frank Wittmann*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Patrick O'Brien*
with force and arms, in and upon the body of *Frank Wittmann*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Frank Wittmann*
with a certain *knife*
which the said *Patrick O'Brien* in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *Frank Wittmann* with intent *him* the

0231

said *Frank Wittmann* 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Patrick O'Brien with force and arms, in and upon the body of the said *Frank Wittmann* then and there being, wilfully and feloniously, did make another assault and *kill* the said *Frank Wittmann* with a certain *knife* which the said *Patrick O'Brien* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *him* the said *Frank Wittmann* 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.

BENJ. K. PHELPS, District Attorney.

1883
N.Y.C.

Filed 16 day of Sept. 1880
Pleas *Indemnity*

THE PEOPLE
vs *Patrick O'Brien*
87
208.

Patrick O'Brien
F
Felonious Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A TRUE BILL.

Charles A. Smith

Sept. 16th 1880
Foreman

Pleas
Guilty - N.Y.C.

M. H. Davis

0232

BOX:

20

FOLDER:

253

DESCRIPTION:

O'Neil, Daniel

DATE:

09/17/80



253

0233

133

North

Counsel,

Filed 10 day of

Sept. 1880

Pleads, et al. Bailey

THE PEOPLE

vs.

BURGLARY—Third Degree, and Larceny.

F.

Samuel O'Neil

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Charles Lind

Foreman.

Part No Sept 17 1880.

Catharine P.

0234

Police Office, Fourth District.

City and County
of New York,

ss.

Nathan L. Sherwood

of No. 872 Second Avenue Street, being duly sworn,

deposes and says, that the premises No. 872 Second Avenue

Street, 19th Ward, in the City and County aforesaid, the said being a Shanty

and which was occupied by deponent as a place of abode and

confectionary store were **BURGLARIOUSLY** brokenand entered by means of forcibly breaking a light of
glass in the street window of said premises,
with intent to commit a larceny thereinon the day of the 22nd day of August 1880,

and the following property feloniously taken, stolen and carried away, viz.:

Eight linen Sheets - Six linen Pillow Cases - Two
white Bed-Spreads - One black silk Dress - One
plaid woolen Dress - One Holy Bible, and a quantity
of toys and confectionary. Said property being
in all of the value of Seventy five dollars

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

here

Samuel O'Neil, (now

for the reasons following, to wit:

That about the
hour of four o'clock on the afternoon of
the said day deponent latched and securely
fastened the window of the store in the
said premises and that when deponent
home at about eight o'clock on the
evening of the said day he found a
light of glass in said window broken
and the upper sash pulled down from

0235

the top and upon examining the back room deponent discovered that the property hereinbefore described was missing. Deponent further says that he was informed by Julia Carroll that she saw said Daniel O'Neil break the window of deponents store by casting a shell at and through a light of glass in said window at about the hour of four o'clock P.M. Sunday, August 22, 1880, and that said O'Neil then opened the said window and said O'Neil and two small boys entered therein, and that about one half hour afterwards she, said Julia Carroll, saw said Daniel O'Neil come out of the back door of deponents premises and having under his, said Daniel O'Neil, come a bundle of clothing. Therefore deponent charges the said Daniel O'Neil with the Burglary and Larceny as aforesaid.

Sworn to before me this } N. Leary Sheriff
3rd day of August 1880 }

Wm. L. Thayer Justice.

City and County of New York. S:-

Julia Carroll of No. 870 Second Avenue, in said City, being duly sworn, deposes and says that she has heard read the foregoing affidavit of Nathan L. Sherwood, and so much thereof as relates to deponent is true of her own knowledge.

Sworn to before me this } Julia Carroll
3rd day of August 1880 }
Wm. L. Thayer Justice. her mark

0236

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Daniel O'Neil being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

Daniel O'Neil.

Question. How old are you?

Answer.

Thirteen years of age.

Question. Where were you born?

Answer.

New York City.

Question. Where do you live?

Answer.

338 East 38th Street.

Question. What is your occupation?

Answer.

I do nothing.

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer.

I took candy and toys. I did not take clothing.

Daniel ^{his} O'Neil
mark

Taken before me this 27th day of September 1890

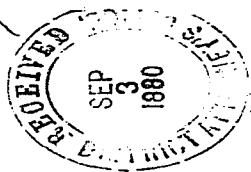
Thomas J. Quinn
Police Justice,

0237

Police Court--Fourth District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Nathan E. Woodward
vs 872 2nd Ave
Daniel O'Neil



Dated *August 30th* 1880

E. A. Hammer Magistrate.

Davis Officer.
19th Street Clerk.

Witnesses
Julia Carroll
870 Second Avenue

Elog B. Davis
Appointed

Received in District Att'y's Office,

BAILED:

No. 1, by _____
Residence _____
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____
No. 5, by _____
Residence _____
No. 6, by _____
Residence _____

0238

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Daniel O'Neil

late of the *Nineteenth* Ward of the City of New York, in the County
of New York, aforesaid, on the *twenty-second* day of *August*
in the year of our Lord one thousand eight hundred and ~~seventy-eight~~ *seventy-eight* with force
and arms, at the Ward, City and County aforesaid, the *Store* of
Nathan L. Sherwood there situate, feloniously and
burglariously, did break into and enter, the same being a building in which divers
goods, merchandise, and valuable things were then and there kept for use, sale and
deposit, to wit: the goods, chattels, and personal property hereinafter described, with
intent the said goods, chattels, and personal property of the said
Nathan L. Sherwood then and there therein being, then and there
feloniously and burglariously to steal, take and carry away, and

Eight sheets of the value of one dollar each
Six pillow cases of the value of one dollar each
Two spreads of the value of one dollar each
One waist of the value of ten dollars
One skirt of the value of ten dollars
One over skirt of the value of ten dollars
One waist of the value of two dollars
One skirt of the value of two dollars
One over skirt of the value of five dollars
One bible of the value of ten dollars
Divers toys and confectionery a description of
which is to the jurors aforesaid unknown and
cannot now be given of the value of ten dollars

of the goods, chattels, and personal property of the said

Nathan L. Sherwood

so kept as aforesaid in the said *Store* then and there being, 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.

BENJ. K. PHELPS, District Attorney.

0239

BOX:

20

FOLDER:

253

DESCRIPTION:

O'Neil, John

DATE:

09/30/80



253

0240

199
Counsel,
Filed 30 day of Sept-1880
Pleads *Pro Hunc* (Coh.)

THE PEOPLE

vs.

John O'Hall

INDICTMENT.
Larceny from the person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. J. Lewis

Foreman.

Oct. 4. 1880

Wm. J. Lewis

0241

STATE OF NEW YORK, FORM 89½
CITY AND COUNTY OF NEW YORK, } SS. POLICE COURT—SECOND DISTRICT.

Rita Whitney
of No. *29 Clinton Place* Street, being duly sworn, deposes
and says, that on the *9* day of *September* 18 *80*

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 her person*

the following property, to wit: *One gold watch chain*

of the value of *Fifteen* Dollars,

the property of *Charles H. Kye* and in
deponent's charge

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 *John O'Neil* now

present from the fact that she
had said chain attached to the
belt of her dress by the bar
while in company with defendant
alone in a saloon corner of Broadway
& Third Street and saw him take
said chain. That when she demanded
it he requested her to wait until they
got up town. That on arriving at
the "Union" on 6 Avenue near 31st Street
he went up stairs and changed
his clothes. That when he came out of the
"Union" deponent again demanded the
chain when he gave answer
Rita Whitney

Sworn to before me, this

September 18 80

day

Police Justice.

0242

Police Court—Fifth District.

CITY AND COUNTY } ss.
OF NEW YORK,

John Neil being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. *John Neil.*

Question. How old are you?

Answer. *Twenty five years.*

Question. Where were you born?

Answer. *In New York.*

Question. Where do you live?

Answer. *457. N. 19 St.*

Question. What is your occupation?

Answer. *Coach Driver.*

Question. Have you anything to say, and if so, what,—relative to the charge here preferred against you?

Answer. *I have not been Corner Broadway & 3rd Street with Complainant, or did not take a chair from her. The first time I saw her was at 7 o'clock this morning in the Union. The suit of clothes on me is the only one I have. I did not change them in the "Union" taken before me, this*
day of September 1888.

John O'Neill

Police Justice.

B

FORM 894.
POLICE COURT—SECOND DISTRICT.

THE PEOPLE, &c.,
OF THE COMPLAIN OF

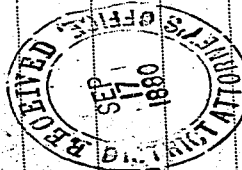
А. И. Давыдов

10-18-88

MAGISTRATE,

OFFICE

• INTRODUCTION •



50 TO ANSWER

BAILED BY-

STREET.

0244

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

John O'Neill

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *ninth* day of *September* in the year of our Lord one
thousand eight hundred and eighty *---* at the Ward, City, and County aforesaid,
with force and arms,

One chain (of the kind called a watch-chain)
of the value of fifteen dollars.

of the goods, chattels, and personal property of one *Charles K. Foy*
on the person of *one Rita Whitney* then and there being found,
from the person of the said *Rita Whitney* 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.

BENJ. K. PHELPS, District Attorney.