

0263

BOX:

436

FOLDER:

4019

DESCRIPTION:

Zimmer, Jacob

DATE:

04/16/91



4019

POOR QUALITY
ORIGINAL

0264

Counsel,

Filed

Pleas,

16 April 1991

THE PEOPLE

vs.

B

Jacob Zimmer

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)
[III Rev. Stat. (7th Edition), Page 1988, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edward J. Giffis

Foreman.

Part 3. May 17/92
Ind. Acquitted.

Official's Block
of the Court

POOR QUALITY
ORIGINAL

0265

Counsel,

Filed

Pleas,

THE PEOPLE

vs.

Jacob Zimmer

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)
[III Rev. Stat. (7th Edition), Page 1088, Sec. 5.]

JOHN R. FELLOWS

District Attorney.

May 17, 1892

A True Bill.

Frank R. Lippin

Foreman.

Part 3. May 17/92
J. T. Acquitted

No. 134.

State of New York, City and County of New York, ss:

Jacob Zimmer having been
arrested on the 28 day of April 1889
and held to answer upon a charge of Vio Excise Law
upon which he has been duly admitted
to bail in the sum of 300 Dollars.

We Jacob Zimmer defendant,
residing at No. 79 Vandewater Street,
in the said City of New York and Philip Werner
residing at No. James Slip Street,
in said City, surety hereby jointly and severally undertake that the
above-named Jacob Zimmer defendant,
shall appear and answer to the complaint of Vio Excise Law

*Describe the
complaint
briefly.

before the magistrate before whom he would be arraigned if not bailed, on the
29 day of April eighteen hundred and
eighty nine, at ten o'clock, to answer to the complaint, and
there remain to answer, subject to any order of the magistrate, and render
himself in execution thereof; or if he fail to perform either of these conditions,
then we will pay to the people of the State of New York the sum of
300 Dollars.

Jacob Zimmer Principal.
Philip Werner Surety.

Taken and acknowledged before me this 28
day of April A. D. 1889

Patrick McQuay
Judge

And we, the undersigned, principal and surety in the annexed Recognizance, do hereby stipulate, Agree and Consent that in case said Recognizance shall be forfeited, that a copy of the order of the Court forfeiting the same, together with this Recognizance, be filed in the office of the Clerk of the City and County of New York; and that judgment may be entered for the sum set forth in said Recognizance, and that execution issue forthwith thereon according to law.

Paul Zimmer Principal.
Philip Werrin Surety.

Witness,

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

The above-named surety, being duly sworn, deposes and says, that he is a resident and a Free holder within the said City, County and State; that he is worth the sum of 2200 Dollars, exclusive of property exempt from execution.

Sworn to before me this 28
day of April 1889.

Charles M. Hacy

Sergeant

POOR QUALITY
ORIGINAL

0268

State of New York, City and County of New York, ss:

Philip Werner of No. 8
James Slip Street, the surety
named in the annexed recognizance being duly sworn, deposes and says that he owns in his own
right, real estate in the County of New York consisting of
House & Lot No. James Slip

and that the same is of the value of not less than 5000
Dollars, and is subject to no incumbrance except a mortgage of _____
Dollars,
and that he owns personal estate in the County of _____
and that its value is not less than _____ Dollars,
that it consists of _____

and that it is subject to no incumbrance;
and that there are no unsatisfied judgments or executions against him, and that he is under no
recognizance.

and that he is worth in good property not less than 2000
Dollars, over and above all debts, liabilities and lawful claims against him, and all liens, incum-
brances, and lawful claims upon his property.

Sworn to before me this 28th
day of April 1889.

Philip Werner
Surety.

Patrick McQuay
Deputy

POOR QUALITY
ORIGINAL

0269

H. A. Greulich
POLICE DEPARTMENT

OF THE

CITY OF NEW YORK.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Robert W. Clark

vs.

Jacob Zimmer

Requittance to Answer.

Taken the 28th day of April 1889

POOR QUALITY
ORIGINAL

0270

Excise Violation—Keeping Open on Sunday.

POLICE COURT-

DISTRICT.

City and County } ss.
of New York, }

of No.

Fourth Precinct Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the *29* day

of *April* 188*9*, in the City of New York, in the County of New York,

Jacob Zimmer (now here)
being then and there in lawful charge of the premises, No. *29 Vandewater*

Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said *Jacob Zimmer*
may be arrested and dealt with according to law.

Sworn to before me, this *29* day
of *April* 188*9*

of

Robert H. Barker
Chas. E. Owen Police Justice.

POOR QUALITY
ORIGINAL

0271

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty
and if held I demand a
trial by jury. Jacob Zimmer*

Taken before me this

day of

188

Police Justice.

0272

81769 20
Xin was

52

No. 1, by

Residence

Ex. 2, by

100

No. 3, by-

Residence

No. 4, by...

.. *emigante* ..

Keeping open on Sunday. 608
Police Court--- District

THE PEOPLE, &c
ON THE COMPLAINT OF

John Clarke

23.
Recd. Munson

Offence.....

Dated _____

.....

...

II. RESULTS

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1

.....

A circular ink stamp from the District Attorney's Office. The outer ring contains the text "RECEIVED." at the top and "DISTRICT ATTORNEY'S OFFICE." at the bottom. The center of the stamp features the date "MAY 6 1889" in a stylized, bold font.

100 to answer

DeWitt

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named.....

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of one 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 Apr 29 1889. J. H. H. H. H. Police Justice.

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

Dated. May 4 1889 J. J. Williams 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.*

**POOR QUALITY
ORIGINAL**

0273

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against .

Jacob Zimmer

The Grand Jury of the City and County of New York, by this indictment, accuse *Jacob Zimmer* of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Jacob Zimmer* late of the City of New York, in the County of New York aforesaid, on the *Twenty-eighth* day of *April* in the year of our Lord one thousand eight hundred and *eighty-nine*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.