

0966

BOX:

486

FOLDER:

4440

DESCRIPTION:

Thobaben, Martin

DATE:

06/02/92



4440

Witnesses:

20th

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

B

Martin Thobaben

VIOLATION OF EXCISE LAW.
(Selling without License.)
(Ill. Rev. Stat. (7th Edition), page 1981, § 18, and
of 1883, Chap. 310, § 5.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lulu Patterson
Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Martin Shohalzen

The Grand Jury of the City and County of New York, by this indictment accuse
Martin Shohalzen
 of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES WITH-
 OUT A LICENSE, committed as follows:

(III. Revised
 Statutes, [7th
 edition] page
 1991, Sec. 13.)

The said *Martin Shohalzen*,

late of the City of New York, in the County of New York aforesaid, on the *second*
 day of *March*, in the year of our Lord one thousand eight hundred and
 ninety-*one*, at the City and County aforesaid, certain strong and spirituous liquors, and certain
 wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
 whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one
 gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid
 unknown, unlawfully did sell, in quantity less than five gallons at a time, to

George Smith, and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
 having a license therefor, as required by law, contrary to the form of the statute in such case made
 and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1889,
 chapter 310,
 Sec. 5.)

SECOND COUNT—

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

Martin Shohalzen

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
 BEER, WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said *Martin Shohalzen*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
 the City and County aforesaid, and at the premises there situate, known as number *250*
West 30th Street,

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of wine, one
 gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of
 bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
 a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to

George Smith, and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be drank upon
 the premises aforesaid, without having a license therefor, as required by law, 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.

DE LANCEY NICOLL,

District Attorney.

0969

BOX:

486

FOLDER:

4440

DESCRIPTION:

Thompson, James

DATE:

06/16/92



4440

0970

434

Witnesses:

Off. Dran Co

Counsel,

Filed, 16 day of June 1892

Pleads,

Myself & others

THE PEOPLE

vs.

B

James Thompson

POOL SELLING.
(Section 851, Penal Code, and Chap. 479, Laws of 1887, §§ 4 and 7.)

De LANCEY NICOLI,

District Attorney.

Mr. J. C. O. 11, Nov. 5/92

A TRUE BILL.

Chas. H. Huggins
Foreman.

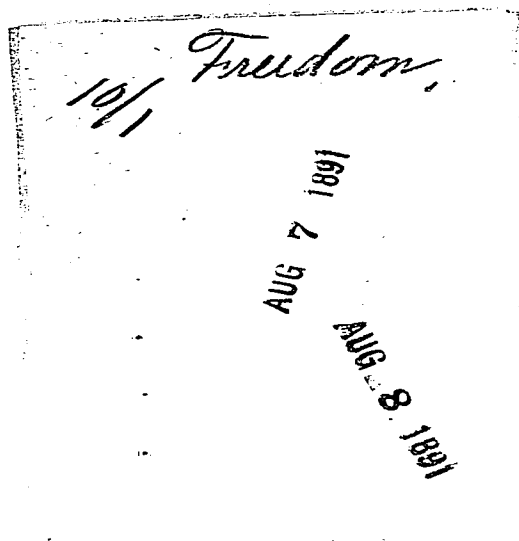
Jan 5/99.

Paul Discharged

0971

249 **E** **COMMISSION OFFICE.**
NO BETTING DONE OR PERMITTED HERE.
NEW YORK, 1891.
RECEIVED, Race Track at JEROME PARK
Dollars, 200.00 Commission to
there placed on
1st
HORSE 1st or 2d
1st 2d 3rd
at track quotations, if such can be obtained.
It is understood and agreed that the undersigned act in the
premises as Common Carriers only, for the purpose of transferring
the money above mentioned to place designated.
CHARGE FOR COMMISSION TEN CENTS.
NOTICE--Amount of Order returned less commission where a
failure to execute is due to accidental or other unavoidable delays
in transmission.
HENRY STEDELER MANAGER 125 WEST 27TH ST.

0972



0973

Police Court.....**District.**

City and County } ss.
of New York.

of No. 400 Street, aged 27 years,
 occupation Electrician being duly sworn, deposes and says,
 that on the 3 day of August 1891, at the City of New
 York, in the County of New York,

James Thompson
at No 204 Third St did unlawfully
sell deponent for the sum of one (\$1)
dollar a ticket upon the result
of a race or contest of speed
between beasts Horses and mares
at a race track situate at
Saratoga in the
~~County of~~ Long Island State
of New York

That said defendant for said sum of money received from deponent issued the annexed ticket on a horse called "Freedom" which was to run with divers other horses in said race at said place in a trial of speed. Deponent says that he paid the further sum of ten cents to said defendant as commission for said ticket.

George Doran

Learn to before me }
This God day of August 1851 }

Do not
forget to
write

0974

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

James Thompson 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 *September* 188*9*

Police Justice.

0975

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.....

Keefe and son
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 14* 18*91* *Do J. C. Keefe* Police Justice.

I have admitted the above-named *Keefe and son*
to bail to answer by the undertaking hereto annexed.

Dated *Aug 16* 18*91* *Do J. C. Keefe* 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..... 18..... Police Justice.

1083

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF*George Noran*

vs.

1 *James Thompson*

2

3

4

Dated

Aug 9 1891

Magistrate.

Noran & Phipps Officer.

Precinct.

Witnesses

\$500 & Aug 12 10 a.m.

No.

Street.

No.

Street.

\$

500

to answer

*54**Bailed*

BAILED.

No. 1, by

Wm. L. Hastings

Residence

53 - E. 87th Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.



0977

In the case of the People vs. James F. Clery- Reported in 13 Miscellaneous Reports p. 546, the learned Court concludes as follows;

"That the 'Ives Pool Law' repealed the provisions of the Penal Code relative to pool selling and bookmaking and the adoption of the new Constitution abrogated the 'Ives Pool Law' and at the time of the commission of the offenses named in the Indictment (while the same were made unlawful by the terms of the Constitution), no punishment was prescribed for such offenses, and the subsequent amendment of the Penal Code cannot affect the defendant for the reason that its provisions, in so far as they relate to the crime charged in the indictment, are ex post facto."

In view, therefore, of the foregoing, I recommend the discharge of the defendant's bail.

100 is for 3 months.
100. 5-29-99.

Wm. J. Connelley.
 Asst. Dist. Attv.

These letters are quite spreaded in the institutions, the ex boss
the president of the labor union the president, in the
and the president of the union of the labor union of the
organization, the president of the labor union of the
union of the labor union of the labor union of the

512

AGAINST

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Succession* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *Saratoga* in the County of *Saratoga* in the State of *New York* and commonly called the *Saratoga* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), 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

James Thompson

of the CRIME OF POOL SELLING, committed as follows:

The said

James Thompson

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold to one

George R. R. R. and to divers other persons to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Freedom* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *Secaucus* in the County of *Secaucus* in the State of *New York* and commonly called the *Secaucus* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

DE LANCEY NICOLL,

District Attorney.

0980

BOX:

486

FOLDER:

4440

DESCRIPTION:

Thompson, Patrick

DATE:

06/02/92



4440

Witnesses:

Counsel,

Filed

2 day of June 1892

Pleads

THE PEOPLE

vs.

VIOLATION OF EXCISE LAW.

[Ill. Rev. Stat. (5th Edition), page 1888, Sec. 21, and page 1889, Sec. 2.]

Patrick Thompson

DE LANCEY NICOLL,
"transferred to the Court of Special
Sessions for trial and final disposition."

Part 2. Jan 23 1893

A TRUE BILL.

Julius Caesar

Foreman.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Thompson

The Grand Jury of the City and County of New York, by this indictment accuse *Patrick Thompson* of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

Patrick Thompson

late of the City of New York, in the County of New York aforesaid, on the *4th* day of *January* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one *George Smith*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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

Patrick Thompson 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

Patrick Thompson

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, 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 then and there 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.

DE LANCEY NICOLL,
District Attorney.

0983

BOX:

486

FOLDER:

4440

DESCRIPTION:

Tietjen, Henry

DATE:

06/06/92



4440

Court of Queer and Terminer.

Counsel,

Filed, 6 day of June 1892

Pleads,

Not Guilty

THE PEOPLE

vs.

B

Sent to the Court of Special Sessions for trial, by request of Counsel for Defendant.

Henry Fietzen

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

[Signature]

Foreman

VIOLATION OF EXCISE LAW.
Selling on Sunday, Etc.
[III. Rev. Stat. (7th Edition), page 1989, § 5.]

Witnesses:

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Henry Dietgen

The Grand Jury of the City and County of New York, by this indictment, accuse
— *Henry Dietgen* —
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON
SUNDAY, committed as follows:

The said

Henry Dietgen

late 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
ninety-*9*, at the City and County aforesaid, the same being the first day of the week,
commonly called and known as Sunday, with force and arms, certain intoxicating liquors, and certain
wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one
gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell, as a beverage to one *Wm. D. Smith*,

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against
the form of the statute in such case made and provided, and against the peace of the People of
New York and their dignity.

SECOND COUNT—

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

— *Henry Dietgen* —

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

Henry Dietgen

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, 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 then and there 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.

DE LANCEY NICOLL,

District Attorney.

0986

BOX:

486

FOLDER:

4440

DESCRIPTION:

Toreno, Louis

DATE:

06/28/92



4440

Witnesses:

Michael Brown

Counsel,

Filed

28 day of January 1892

Pleads,

against

THE PEOPLE

24

of

State of New York

Louis Toren

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.
Part 2 - July 8, 1892
Heads Burglary & Dep
141.16 nos 20
by

Burglary in the Third Degree, and
Grand Larceny, second degree
Section 489, 506, 528 and 531

0988

Police Court—2 District.City and County }
of New York, } ss.:Michael Bogaroof No. 1117 Seventh Avenue Street, aged 41 years,
occupation Baker being duly sworndeposes and says, that the premises No 1117 Seventh Avenue Street,
in the City and County aforesaid, the said being a brick tenement anddwelling and the first floor of
and which was occupied by deponent as a Bakery
and ^{over} which there was at the time a human beings by name unknown to
deponentwere **BURGLARIOUSLY** entered by means of forcibly breaking
open with an iron instrument the rear door
leading into said bakeryon the 21st day of June 1892 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:One gold watch of the value of sixty dollars
and one patent measure of the value of one dollar
and in all of the value of sixty one dollarsthe property of Deponentand 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
Louis Torenio and Ferdinand Bolatto (now here)
and acting in concertfor the reasons following, to wit: Deponent is informed by Officer
Michael Quinn of the 20th Precinct Police that at
3³⁰ o'clock a.m. he caught said Torenio in the yard
in the rear of deponent's store having in his possession
an iron chisel (hire chisel) and that he took said Torenio
to the rear door of said store, and found that said door
had been forced open. Deponent entered his store and
found that the above described watch had been stolen from
a desk (in said store) which had been forced open and

that said measures had been stolen from said store. Deponent is also informed by George Minardi one of his workmen that at 3³⁰ o'clock AM on said 24th day of June 1892 said Ferdinand Bolatto engaged him in conversation on the front stairs leading to the cellar under deponent's store thereby giving said Torero a chance to break ^{into} and enter deponent's store by the rear door. Wherefore deponent charges said Torero and Bolatto while acting in concert with burglariously breaking and entering deponent's store and stealing and carrying away the within described property and deponent prays they may be held to answer as the law directs.

Michael Borgano

Sworn to before me

this 24th day of June 1892

W. J. H. H. H.

Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bailed by

No.

Street.

0990

CITY AND COUNTY }
OF NEW YORK, } ss.

George Minardi
aged 27 years, occupation Baker of No. 414 Seventh Avenue ~~Set~~, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Michael Bogaro
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 24 } Giorgio Minardi
day of June 1890

Pro. T. Hardy
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Quinn
aged *34* years, occupation *Police Officer* of *No.*
2012 *Pennock* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Michael Bogaro*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *24* day of *June* 189*2* } *Michael Quinn*

W. F. Gray
Police Justice.

0992

(1335)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK }

District Police Court.

Louis Torenio 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 Torenio*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *2 Various Places. 3 months.*

Question. What is your business or profession?

Answer. *Ice cream 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. *I am not guilty*

Ermine Rung

Taken before me this *24*

day of *June*

1917

Police Justice.

0993

(1835)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Ferdinando Bolatto 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. Ferdinando Bolatto

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. Italy

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

Answer. 18 Varick Place one month

Question. What is your business or profession?

Answer. Laborer.

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
Ferdinando Bolatto

Taken before me this 24

day of March 1897

Police Justice.

0994

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

Defendants

guilty thereof, I order that they be held to answer the same, and they be admitted to bail in the sum of *Five* Hundred Dollars, *each* and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *June 24* 1892

John F. Brady Police Justice.

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

Dated, 189

Police Justice.

There being no sufficient cause to believe the within named

guilty of the offense within mentioned, I order he to be discharged.

Dated, 189

Police Justice.

Police Court, District.

THE PEOPLE, vs.,
THE COMPLAINT OF

Michael Bogaro
117 7 Ave
Louis Toreno
Ferdinand Bolatto

Offense, Burglary.
Night time

BAILED,

No. 1, by.....
Residence..... Street.

No. 2, by.....
Residence..... Street.

No. 3, by.....
Residence..... Street.

No. 4, by.....
Residence..... Street.

Dated, June 24th 1892

Grady Magistrate.

Quinn Officer.

20 Precinct.

Witnesses Michael Quinn

20th Precinct Street.

George Minardi

414 7th Avenue

DISMISSED

as against Ferd. Bolatto

No. 28 1892 Street

to answer

FOREMAN JUN 27 1892

RECEIVED

\$1000 Ex. June 20th 1892

Over.

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 Foreman

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

— Samuel Foreman —

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

The said *Samuel Foreman,*

late of the *20th* Ward of the City of New York, in the County of New York aforesaid, on the
Thursday day of *June*, — in the year of our Lord one
thousand eight hundred and ninety-*two* in the *night* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *Saloon* of
one *Michael Rogers,* —

there situate, 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

Michael Rogers, in the said *Saloon,* —

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.

SECOND COUNT—

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

— *Samuel Foreman* —

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

The said *Samuel Foreman,*

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, in the *night* time of said day, with force and arms,

*one watch of the value of sixty
dollars and one measure of the
value of one dollar,*

of the goods, chattels and personal property of one *Michael Rogers,*

in the *Barreny* — of the said *Michael Rogers,*

there situate, then and there being found, in the *Barreny* —
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.

Delaney, Moll,
Dist. Attorney

0998

BOX:

486

FOLDER:

4440

DESCRIPTION:

Tracy, John P.

DATE:

06/02/92



4440

0999

Witnesses:

Counsel,

Filed

day of June 1892

Pleaded

THE PEOPLE

vs.

VIOLATION OF EXCISE LAW.

(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1882, Sec. 21, and
page 1883, Sec. 6.]

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Emilio Catini

Foreman.

May 71 40

1064

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 P. Tracy

The Grand Jury of the City and County of New York, by this indictment accuse
John P. Tracy
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON
SUNDAY, committed as follows:

The said

John P. Tracy

late of the City of New York, in the County of New York aforesaid, on the
day of *April* in the year of our Lord one thousand *eight* hundred and
ninety-*five*, at the City and County aforesaid, the same being the first day of the week,
commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain
wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one
gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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

of the CRIME OF KEEPING OPEN *John P. Tracy* ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS
LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John P. Tracy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, 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 then and there 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.

DE LANCEY NICOLL,
District Attorney.

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**END OF
BOX**