

0966

BOX:

486

FOLDER:

4440

DESCRIPTION:

Thobaben, Martin

DATE:

06/02/92



4440

12/21 -

Witnesses:

20th

Counsel,

Filed

(day of

December 1893)

Pleads,

THE PEOPLE

vs.

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

B

Martin Thobaben

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 Shebalen

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

Martin Shebalen

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

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES WITHOUT A LICENSE, committed as follows:

The said Martin Shebalen,

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 1888, chapter 310, Sec. 5.)

SECOND COUNT—

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

Martin Shebalen

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 Shebalen,

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. Swan Co

Counsel,

Filed, 16 day of June 1892

Pleads,

Myself & others

THE PEOPLE

vs.

James Thompson

FOOT STELLING.
(Section 831, Penal Code, and Chap. 470, Laws of 1887, §§ 4 and 7.)

Dr LANCEY NICOLI,

District attorney.

W. J. ... 1892

A TRUE BILL.

Chauncey Higgins Foreman.

Jan 5 1899

Paul Discharged

0971

249

COMMISSION OFFICE.
NO BETTING DONE OR PERMITTED HERE.

RECEIVED, Race Track at JEROME PARK

1897.

Dollars 200 on Commission to

there placed on

1st

HORSE 1st or 2d 200

1st 2nd 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 PER CENT.

NOTICE—Amount of Order returned less commission where a failure to execute is due to accidental or other unavoidable delays in transmission.

HENRY STEDEKIN 110 W 27TH ST.

0972

10/1 Freedom,

AUG 7 1891

AUG 8 1891

Police Court / District.

City and County of New York } ss.

of No. *H. H. Peirce* Street, aged *27* years, occupation *Electrician* being duly sworn, deposes and says, that on the *9* day of *August* 189*1*, at the City of New York, in the County of New York,

George Drayton
George Thompson
at No 204 *Strom* did unlawfully sell deponent for the sum of one (1) dollar a ticket upon the result of a race or contest of speed between bracts *Horse and mare* at a race track situated at *Saratoga* in the ~~County of~~ *Long Island* State of New York

Sworn to before me this 9th day of August 1891

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 Drayton

John W. ...
John W. ...

0974

Sec. 198-200

District Police Court

CITY AND COUNTY } ss.
OF NEW YORK, }

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. *James Thompson*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *108 - South St. 4 years*

Question. What is your business or profession?

Answer. *Clerk*

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*
J. Thompson

Taken before me this

day of *September* 1885

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*..... *D. J. Keefe* Police Justice.

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

Dated..... *Aug 14* 18*91*..... *D. J. 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.
James Thompson

1
2
3
4

James Thompson
Precinct

Dated *Aug 9 1891*

W. Kelly Magistrate.

Noran & Griffin Officer.

Precinct.

Witnesses

\$500 & Aug 12 10 a.m.



No. _____ Street.

No. _____ Street.

\$ *5.00* to answer *J.S.*

94 Bailed

BAILED.

Wm. H. Hastings

No. 1, by *Wm. H. Hastings*

Residence *53 - E. 87th Street.*

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

100 is from 3/1/24

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. 5/22/99.

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

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 Davenport

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

Pleas, *Not guilty*

THE PEOPLE

vs.

Patrick Thompson

VIOLATION OF EXCISE LAW.

(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1882, Sec. 21, and page 1884, Sec. 2.]

DE LANCEY NICOLL,
Attorney at Law,
Sessions for trial and final disposition.

Part 2. *Jan 23* 1893

A TRUE BILL.

Louis Cathie

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 *14th*
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 Terminus.

Counsel,

Filed, 6 day of June 1892

Pleads,

Not Guilty

THE PEOPLE

vs.

Henry Fietzen

B

VIOLATION OF EXCISE LAW.
Selling on Sunday, Etc.
[III. Rev. Stat. (7th Edition), page 1938, § 21, and
page 1989, § 5.]

DE LANCEY NICOLL

District Attorney.

Foreman

A TRUE BILL.

[Signature]

Witnesses:

.....
.....
.....
.....

1892

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

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 *Tuesday* day of *July* in the year of our Lord one thousand eight hundred and ninety-*eight*, 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 *Wright S. Austin*,

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

.....
.....
.....
.....

Wm. M. Clark
W. M. Clark

Counsel,

Filed 28 day of June 1892

Pleads, *by* *W. M. Clark*

THE PEOPLE

of *the* *County* *of* *Franklin*

vs. *Franklin*

Louis Tornd

Burglary in the Third Degree, and
Carrying a Dangerous Weapon
Section 489, 506, 528 and 531

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Wm. M. Clark
Foreman.
July 8, 1892
Franklin County, N. Y.
1892

0988

Police Court 2 District.

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

Michael Bogaro

of No. 1117 Seventh Avenue Street, aged 41 years,
occupation Baker being duly sworn

deposes and says, that the premises No 1117 Seventh Avenue Street,
in the City and County aforesaid, the said being a brick tenement and
dwelling and the first floor of
and which was occupied by deponent as a Bakery
and ^{over} which there was at the time ~~no~~ human beings by name unknown to
deponent.

were **BURGLARIOUSLY** entered by means of forcibly breaking
opens with an iron instrument the rear door
leading into said bakery.

on 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 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
Louis Toreno and Ferdinand Bolatto (now here)
and acting in concert.

for 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 Toreno in the yard
in the rear of deponent's store having in his possession
an iron chisel (hire chisel) and that he took said Toreno
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 deponents store thereby giving said Jorems a chance to break ^{into} and enter deponents store by the rear door. Wherefore deponent charges said Jorems and Bolatto while acting in concert with burglariously breaking and entering deponents 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

[Signature]

Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated 188 1

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

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 day of June 1890 } Giorgio Minardi

W. T. Brady
Police Justice.

0991

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Quinn
aged *34* years, occupation *Police Officer* of No. *2014*
Pearl Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Michael Bogano*
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*

J. F. [Signature]
Police Justice.

0992

(1885)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK }

District Police Court.

Louis Joreno 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 Joreno

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 Lunge

Taken before me this 24

day of June

1912

Police Justice.

0993

(1835)

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

[Signature]

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 they give such bail.

Dated, *June 24* 1892

J. H. [Signature] 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.

BO
Police Court, *Winn* District. ⁷⁶⁸

THE PEOPLE, vs.,
THE COMPLAINT OF

Michael Boguro
117 7 Ave
Louis Toreno
Ferdinand Bolatto

Offense, Burglary.
Neighborhood

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. *June 28* 1892 Street

to answer



\$1000 Ex. June 25th 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

Dominic Toreno

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

Dominic Toreno

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

The said *Dominic Toreno,*

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 *Salerny* of
one *Michael Boggs,*

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 Boggs, in the said *Salerny*,

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

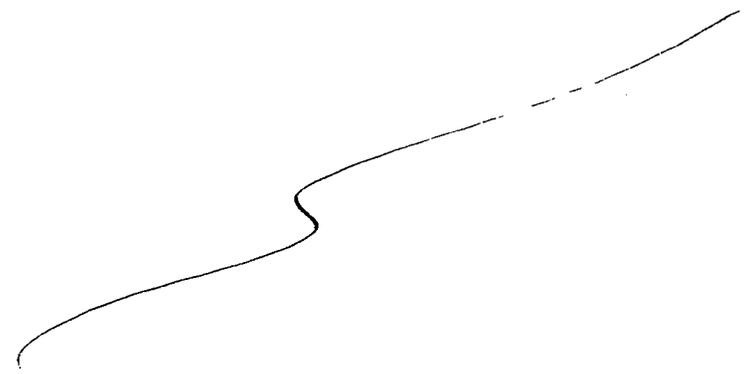
— Louis Lorenz —

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

The said *Louis Lorenz,*

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 *month* 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 Boagno,*

in the *Ward* of the said *Michael Boagno,*

there situate, then and there being found, in the *Ward* 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, Michael,
District Attorney*

0998

BOX:

486

FOLDER:

4440

DESCRIPTION:

Tracy, John P.

DATE:

06/02/92



4440

1064

Witnesses:

Counsel,

Filed

day of *June* 1892

Pleaded

Maguelo

THE PEOPLE

vs.

B

John C. Tracy

VIOLATION OF EXCISE LAW.

(Selling on Sunday, Etc.)
(III. Rev. Stat. 6th Edition, page 1882, Sec. 21, and
page 1883, Sec. 22.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Enrico Catlin

Foreman.

March 1 1892

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

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 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.

10001

**END OF
BOX**