

0269

BOX:

388

FOLDER:

3616

DESCRIPTION:

Eagan, Michael

DATE:

03/26/90



3616

0270

BOX:

388

FOLDER:

3616

DESCRIPTION:

Kelly, Michael

DATE:

03/26/90



3616

0271

Witnesses:

David Crealure
Off Jas E Downing

1890

Counsel, *26* *May 26* 1890
Filed
Pleads,

THE PEOPLE

vs.

Michael Eagan
and
Michael Kelly

Entrusted in the Third degree.
Grand Jury, Albany
Section 4081, 4082, 4083, 4084, 4085, 4086, 4087, 4088, 4089, 4090, 4091, 4092, 4093, 4094, 4095, 4096, 4097, 4098, 4099, 4100, 4101, 4102, 4103, 4104, 4105, 4106, 4107, 4108, 4109, 4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119, 4120, 4121, 4122, 4123, 4124, 4125, 4126, 4127, 4128, 4129, 4130, 4131, 4132, 4133, 4134, 4135, 4136, 4137, 4138, 4139, 4140, 4141, 4142, 4143, 4144, 4145, 4146, 4147, 4148, 4149, 4150, 4151, 4152, 4153, 4154, 4155, 4156, 4157, 4158, 4159, 4160, 4161, 4162, 4163, 4164, 4165, 4166, 4167, 4168, 4169, 4170, 4171, 4172, 4173, 4174, 4175, 4176, 4177, 4178, 4179, 4180, 4181, 4182, 4183, 4184, 4185, 4186, 4187, 4188, 4189, 4190, 4191, 4192, 4193, 4194, 4195, 4196, 4197, 4198, 4199, 4200, 4201, 4202, 4203, 4204, 4205, 4206, 4207, 4208, 4209, 4210, 4211, 4212, 4213, 4214, 4215, 4216, 4217, 4218, 4219, 4220, 4221, 4222, 4223, 4224, 4225, 4226, 4227, 4228, 4229, 4230, 4231, 4232, 4233, 4234, 4235, 4236, 4237, 4238, 4239, 4240, 4241, 4242, 4243, 4244, 4245, 4246, 4247, 4248, 4249, 4250, 4251, 4252, 4253, 4254, 4255, 4256, 4257, 4258, 4259, 4260, 4261, 4262, 4263, 4264, 4265, 4266, 4267, 4268, 4269, 4270, 4271, 4272, 4273, 4274, 4275, 4276, 4277, 4278, 4279, 4280, 4281, 4282, 4283, 4284, 4285, 4286, 4287, 4288, 4289, 4290, 4291, 4292, 4293, 4294, 4295, 4296, 4297, 4298, 4299, 4300, 4301, 4302, 4303, 4304, 4305, 4306, 4307, 4308, 4309, 4310, 4311, 4312, 4313, 4314, 4315, 4316, 4317, 4318, 4319, 4320, 4321, 4322, 4323, 4324, 4325, 4326, 4327, 4328, 4329, 4330, 4331, 4332, 4333, 4334, 4335, 4336, 4337, 4338, 4339, 4340, 4341, 4342, 4343, 4344, 4345, 4346, 4347, 4348, 4349, 4350, 4351, 4352, 4353, 4354, 4355, 4356, 4357, 4358, 4359, 4360, 4361, 4362, 4363, 4364, 4365, 4366, 4367, 4368, 4369, 4370, 4371, 4372, 4373, 4374, 4375, 4376, 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4384, 4385, 4386, 4387, 4388, 4389, 4390, 4391, 4392, 4393, 4394, 4395, 4396, 4397, 4398, 4399, 4400, 4401, 4402, 4403, 4404, 4405, 4406, 4407, 4408, 4409, 4410, 4411, 4412, 4413, 4414, 4415, 4416, 4417, 4418, 4419, 4420, 4421, 4422, 4423, 4424, 4425, 4426, 4427, 4428, 4429, 4430, 4431, 4432, 4433, 4434, 4435, 4436, 4437, 4438, 4439, 4440, 4441, 4442, 4443, 4444, 4445, 4446, 4447, 4448, 4449, 4450, 4451, 4452, 4453, 4454, 4455, 4456, 4457, 4458, 4459, 4460, 4461, 4462, 4463, 4464, 4465, 4466, 4467, 4468, 4469, 4470, 4471, 4472, 4473, 4474, 4475, 4476, 4477, 4478, 4479, 4480, 4481, 4482, 4483, 4484, 4485, 4486, 4487, 4488, 4489, 4490, 4491, 4492, 4493, 4494, 4495, 4496, 4497, 4498, 4499, 4500, 4501, 4502, 4503, 4504, 4505, 4506, 4507, 4508, 4509, 4510, 4511, 4512, 4513, 4514, 4515, 4516, 4517, 4518, 4519, 4520, 4521, 4522, 4523, 4524, 4525, 4526, 4527, 4528, 4529, 4530, 4531, 4532, 4533, 4534, 4535, 4536, 4537, 4538, 4539, 4540, 4541, 4542, 4543, 4544, 4545, 4546, 4547, 4548, 4549, 4550, 4551, 4552, 4553, 4554, 4555, 4556, 4557, 4558, 4559, 4560, 4561, 4562, 4563, 4564, 4565, 4566, 4567, 4568, 4569, 4570, 4571, 4572, 4573, 4574, 4575, 4576, 4577, 4578, 4579, 4580, 4581, 4582, 4583, 4584, 4585, 4586, 4587, 4588, 4589, 4590, 4591, 4592, 4593, 4594, 4595, 4596, 4597, 4598, 4599, 4600, 4601, 4602, 4603, 4604, 4605, 4606, 4607, 4608, 4609, 4610, 4611, 4612, 4613, 4614, 4615, 4616, 4617, 4618, 4619, 4620, 4621, 4622, 4623, 4624, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633, 4634, 4635, 4636, 4637, 4638, 4639, 4640, 4641, 4642, 4643, 4644, 4645, 4646, 4647, 4648, 4649, 4650, 4651, 4652, 4653, 4654, 4655, 4656, 4657, 4658, 4659, 4660, 4661, 4662, 4663, 4664, 4665, 4666, 4667, 4668, 4669, 4670, 4671, 4672, 4673, 4674, 4675, 4676, 4677, 4678, 4679, 4680, 4681, 4682, 4683, 4684, 4685, 4686, 4687, 4688, 4689, 4690, 4691, 4692, 4693, 4694, 4695, 4696, 4697, 4698, 4699, 4700, 4701, 4702, 4703, 4704, 4705, 4706, 4707, 4708, 4709, 4710, 4711, 4712, 4713, 4714, 4715, 4716, 4717, 4718, 4719, 4720, 4721, 4722, 4723, 4724, 4725, 4726, 4727, 4728, 4729, 4730, 4731, 4732, 4733, 4734, 4735, 4736, 4737, 4738, 4739, 4740, 4741, 4742, 4743, 4744, 4745, 4746, 4747, 4748, 4749, 4750, 4751, 4752, 4753, 4754, 4755, 4756, 4757, 4758, 4759, 4760, 4761, 4762, 4763, 4764, 4765, 4766, 4767, 4768, 4769, 4770, 4771, 4772, 4773, 4774, 4775, 4776, 4777, 4778, 4779, 4780, 4781, 4782, 4783, 4784, 4785, 4786, 4787, 4788, 4789, 4790, 4791, 4792, 4793, 4794, 4795, 4796, 4797, 4798, 4799, 4800, 4801, 4802, 4803, 4804, 4805, 4806, 4807, 4808, 4809, 4810, 4811, 4812, 4813, 4814, 4815, 4816, 4817, 4818, 4819, 4820, 4821, 4822, 4823, 4824, 4825, 4826, 4827, 4828, 4829, 4830, 4831, 4832, 4833, 4834, 4835, 4836, 4837, 4838, 4839, 4840, 4841, 4842, 4843, 4844, 4845, 4846, 4847, 4848, 4849, 4850, 4851, 4852, 4853, 4854, 4855, 4856, 4857, 4858, 4859, 4860, 4861, 4862, 4863, 4864, 4865, 4866, 4867, 4868, 4869, 4870, 4871, 4872, 4873, 4874, 4875, 4876, 4877, 4878, 4879, 4880, 4881, 4882, 4883, 4884, 4885, 4886, 4887, 4888, 4889, 4890, 4891, 4892, 4893, 4894, 4895, 4896, 4897, 4898, 4899, 4900, 4901, 4902, 4903, 4904, 4905, 4906, 4907, 4908, 4909, 4910, 4911, 4912, 4913, 4914, 4915, 4916, 4917, 4918, 4919, 4920, 4921, 4922, 4923, 4924, 4925, 4926, 4927, 4928, 4929, 4930, 4931, 4932, 4933, 4934, 4935, 4936, 4937, 4938, 4939, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4947, 4948, 4949, 4950, 4951, 4952, 4953, 4954, 4955, 4956, 4957, 4958, 4959, 4960, 4961, 4962, 4963, 4964, 4965, 4966, 4967, 4968, 4969, 4970, 4971, 4972, 4973, 4974, 4975, 4976, 4977, 4978, 4979, 4980, 4981, 4982, 4983, 4984, 4985, 4986, 4987, 4988, 4989, 4990, 4991, 4992, 4993, 4994, 4995, 4996, 4997, 4998, 4999, 5000

JOHN R. FELLOWS,
District Attorney.

A True Bill.

John Henry Gandy
March 20/90 Foreman.
Ed
Head Clerk
2 yrs 8 mos W.P. 1890

0272

Police Court— / District.

City and County } ss.:
of New York,

Donato Creatura
 of No. 127 Mulberry Street, aged 27 years,
 occupation Saloon Keeper being duly sworn
 deposes and says, that the premises No. 127 Mulberry Street, 14 Ward
 in the City and County aforesaid the said being a tenement house the
 store of
 and which was occupied by deponent as a lager beer saloon
 and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking the
 panel in the front door and crawling
 through the aperture

on the 18th day of March 1889 in the night time, and the
 following property feloniously taken, stolen, and carried away, viz:

About nine hundred square of the value of Forty
 dollars. One bottle of whiskey valued One dollar
 One clock valued One dollar and fifty cents
 All valued Forty two dollars and
 fifty cents

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

Michael Eagan

Michael Kelly (both now here)

for the reasons following, to wit: that between the hours of 12
 and 1 o'clock on the morning of said day
 deponent securely locked and fastened
 the door leading into said store and
 said property was therein. Deponent
 at about the hour of six o'clock found
 said store broken into and said
 property missing. Deponent is informed
 by James E. Downing, officer of the 6th

0273

Deponent, that Le Downing at about the hour of five o'clock on said morning, saw the defendants in company with each other entering the rear yard of premises 106 Mulberry Street, ^{Kelly} said, was carrying a box of cigars which said deponent identifies as his property. That that the defendant Eugen when arrested had a quantity of cigars in his pocket which were similar to those carried in the box by Kelly, and stolen from deponent.

Sworn to before me
this 18th March, 1890

John J. Downing
Police Justice

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 Twenty 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 _____ 188____
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 188____
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated _____ 188____
Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
1.	2.
3.	4.
Office—BURGLARY.	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0274

CITY AND COUNTY }
OF NEW YORK, } ss.

James E. Downing
aged 25 years, occupation Officer of No. 6th Precinct

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Donato Creature
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 18th
day of March 1890 } James E. Downing

John J. Herman
Police Justice.

0275

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Michael Egan*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *35 Baxter Street 8 days*

Question. What is your business or profession?

Answer. *Fruit Packer*

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*

Michael Egan

Taken before me this

18th

day of

March

1890

John J. McNamee
Police Justice.

0276

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Michael Kelly 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.

Michael Kelly

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

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

Answer.

34 Bowery 3 years

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
Michael Kelly

Taken before me this

18th

day of *March* 1890

John J. Horner Police Justice

0277

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

..... *Defendant*
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Ten* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated *March 18th 1890* Police Justice.

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

Dated..... 18 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.

0278

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court---

441 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Donato Loretta
127 Mulberry
Michael Egan
Michael Kelly

3.

4.

Officer
W. J. Loney
Burglar

Dated

March 18th 1890

1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

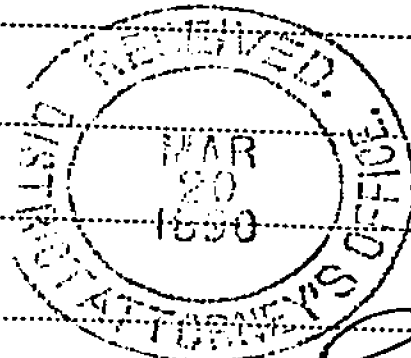
No.

Street.

No.

Street.

to answer



Call

Burglar
3
G. Roney

0279

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Michael Eagan and
Michael Kelly.*

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

Michael Eagan and Michael Kelly

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

The said

*Michael Eagan and
Michael Kelly, both*

late of the *Fourteenth* Ward of the City of New York, in the County of
New York, aforesaid, on the *eighteenth* day of *March* in the year of
our Lord one thousand eight hundred and *ninety*, with force and arms, at the
Ward, City and County aforesaid, a certain building there situate, to wit: the *saloon* of one

Donato Creature

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

Donato Creature

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.

0280

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said

Michael Eagan and Michael Kelly
of the CRIME OF *Grand LARCENY* in the second degree committed as follows:

The said *Michael Eagan and Michael Kelly*, both

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 the said day, with force and arms,
nine hundred cigars of the value of
five cents each, one bottle of whiskey
of the value of one dollar and one
clock of the value of one dollar
and fifty cents

of the goods, chattels and personal property of one *Donato Creature*
in the *saloon* of the said *Donato Creature*

there situate, then and there being found, *in the saloon* 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.

0281

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Michael Eagan and Michael Kelly
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Michael Eagan and Michael Kelly, both

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, with force and arms,

nine hundred cigars of the value of five cents each, one bottle of whiskey of the value of one dollar, and one clock of the value of one dollar and fifty cents

of the goods, chattels and personal property of one *Donato Creature*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Donato Creature*

unlawfully and unjustly, did feloniously receive and have; the said

Michael Eagan and Michael Kelly —

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried 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.

JOHN R. FELLOWS,
District Attorney.

0282

BOX:

388

FOLDER:

3616

DESCRIPTION:

Eustice, William

DATE:

03/27/90



3616

James Duff
John Colley

Filed 27 day of March 18 90
Pleads, Verdict of

19-
US.

William Eustice

10

06-06-2013

Wm. L. Garrison

Part III April 8/90-
Pleasda. Assault-3rd day-
Den 1st Mr. Powell,

0284

Police Court— District

City and County { ss.:
of New York,

of No. 237 Third Ave Street, aged 20 years,
occupation laborer being duly sworn
deposes and says, that on the 20 day of March 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

William Hewitt (workman)

who wilfully and maliciously
cut and stabbed

deponent in the face with
a pocket knife he
then and there held
in his hands

Deponent says
that said assault was
committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 24 day
of March 1888

James Suffer
James Suffer
Police Justice.

0285

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Husted 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.

William Husted

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

577-6 Ave

Question. What is your business or profession?

Answer.

Work in a news paper office

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.

Am not guilty
W. S. Justice

Taken before me this

day of

188

Police Justice.

0286

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 Two Hundred Dollars,.....and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated March 21 18 90 R. J. White Police Justice.

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

Dated.....18.....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.

0287

21-3-

Police Court---

2460 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Siffy
287 13th Ave
William ~~Went~~
Curtis

2
3
4

Offence *Adultery*
Forced

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *Mar 21* 18*90*

White Magistrate.

Collins Officer.

19 Precinct.

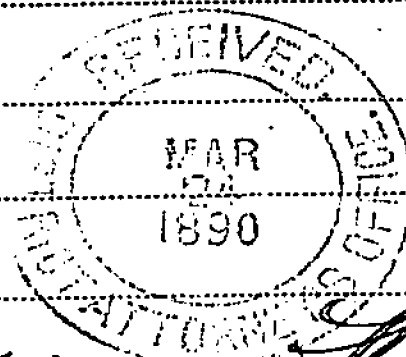
Witnesses *James G. Gagan*

No. *479 7th Ave* Street.

No. _____ Street.

No. _____ Street.

\$ *500* to answer



How

Went

0288

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Eustice

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

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

The said *William Eustice*

late of the City of New York, in the County of New York aforesaid, on the
twentieth day of *March* in the year of our Lord
one thousand eight hundred and *ninety*, with force and arms, at the City and
County aforesaid, in and upon the body of one *James Duffy*
in the Peace of the said People then and there being, feloniously did make an assault
and *him* the said *James Duffy*
with a certain *knife*

which the said *William Eustice*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent *him*, the said *James Duffy*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

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

The said *William Eustice*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *James Duffy* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and *him* the said

with a certain *James Duffy*
knife

which the said *William Eustice*
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York,
and their dignity.

0289

THIRD COUNT—

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

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

The said *William Eustice*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
~~William James Duffey~~ in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said *James Duffey*
with a certain *knife*

which *he* the said *William Eustice*
in *his* right hand then and there had and held, in and upon the *face*
of *him* the said *James Duffey*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *James Duffey*

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.