

0043

BOX:

104

FOLDER:

1107

DESCRIPTION:

O'Brien, Margaret

DATE:

05/28/83



1107

0044

Counsel,
Filed day of May 1883
Pleads *Not guilty (ny)*

THE PEOPLE
vs.
Margaret O'Brien
H.D.
INDICTMENT.
Grand Larceny in the Second degree.
(See 528 and 529)

JOHN McKEON,
District Attorney.

A True Bill.
Chas. King
May 27/83.
Foreman
Frederick J. J. J.
Pen 3 years.

0045

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Margaret O'Brien

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

Margaret O'Brien
of the crime of GRAND LARCENY IN THE second DEGREE, committed as follows:

The said *Margaret O'Brien*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *nineteenth* day of *May* in the year of our Lord one thousand eight
hundred and eighty *three* at the Ward, City and County aforesaid, with force and arms,

one promissory note 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
; *two* 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*; *four* 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*; *ten* 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*; *ten* 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 twenty dollars
; *two* 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 ten dollars *each*; *four* 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*; ~~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 two dollars~~
~~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 one dollar~~

of the goods, chattels, and personal property of one *Peter Phillips*
on the person of the said *Peter Phillips* then and there being found,
from the person of the said *Peter Phillips* 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.

JOHN McKEON, District Attorney.

0046

Testimony in the
Case of
Margaret O'Brien
Filed May 1983.

POOR QUALITY
ORIGINAL

0047

The People
vs
Margaret O'Brien } Court of General Sessions Part I.
Before Judge Cowing May 29, 1883

Indictment for larceny in the second degree.

Peter Phillips, sworn and examined, testified:
Did you lose any money on the 18th of this month? Yes. How much? Forty four dollars and 65 cents; it was my money; it was all five dollar bills and four one dollar bills. I had it in the inside vest pocket. I missed the money about ten minutes after she left me; it was between the hours of ten and eleven o'clock in the morning. How soon before that time had you seen it? I saw it a quarter of an hour previous to that. Where were you when you last saw your money? I was up in Baxter St. Where did you go from there? I went down into another place. I do not know exactly the place. I would know the house if I saw it again; it was not in Mulberry St. but near Baxter St.; one of the places I went to was a house of prostitution; they sent out for drink; there were girls there, I drank a glass of wine. I did not fall asleep there. I went to another place and treated the ladies. I laid my head down on the table and closed off asleep. I slept about ten minutes, and

POOR QUALITY
ORIGINAL

0048

when I awoke I found them gone. I put my hand in my pocket and followed them out and caught them. Then I fell asleep there were in the room two women and the woman who kept the house; the prisoner was one of them. The woman that kept the house was there when I awakened. I followed them out on the street and they were walking up the street. I did not do anything to the defendant but take hold of her; I believe the other woman got the officer who came and took the defendant to the Elizabeth St. station house. I was outside when they searched her; they found sixteen dollars on her; they kept the money there and did not show it to me. Cross Examined. There was a lot of women in Mulberry St. and I picked her out of the crowd; she asked me to go with her; she met the other lady and we three went along together. I was not intoxicated. I went into a room and went to bed with the defendant and the other woman remained outside. I had the money when I came out of the room with her and then we all went to another liquor store. I asked the defendant a couple of times for the money. I did not see

POOR QUALITY
ORIGINAL

0049

the defendant take the money. I guess I gave her twenty five cents or so. I paid 15 cents for the room. I did not give her \$5. Margaret Collins sworn. I saw the defendant take the money from the complainant; he had been treating us to wine previous to this. They met me in Mulberry St. and asked me to go along; he treated us and he took her to another place. I waited for them and they came back and he treated us again; he leaned his head upon her shoulder and fell asleep; she went through his pockets. I said, "O don't do so, the man treated you too good." She got up and went out and he followed her; she took the money from his inside vest pocket. Cross Examined. The complainant caught her going out of a hallway in the Five Points Mission House. I had the defendant arrested and I made the complaint. I was never arrested in my life. I did not see the money taken from her person in the police station, but the sergeant told me he had found some in her mouth. Did they search you? No sir. They did not. You were not arrested? No sir. I was not. They did not search you? No sir. This was the case for the people.

POOR QUALITY
ORIGINAL

0050

Margaret O'Brien sworn and examined in her own behalf testified. I stay now in B. B. B. I was in a place in Mulberry St. and the complainant came in and he asked me to have a glass of beer. He asked me if I knew a house of disrepute. I said, No, I had been only two or three weeks out of a place. He said, "Come on, I will find one." On the way down I met Margaret Collins, whom I saw in prison. She was very nice to me. I asked her if she knew where there was such a place, and she took me to a place three or four blocks from Mulberry St. We went into one room and she stayed in the outer room till we returned. We went and had more drink; the complainant laid his head on my shoulder and went asleep. That is when she said I took the money. I did not see the money and did not take it, only the dollar he gave me. The \$16 I had was the proceeds of prostitution. I did not see any money with the complainant only the dollar that he gave me and three or four quarters. I was arrested three times in my life for intoxication. I saw Maggie Collins up in the Workhouse.

POOR QUALITY
ORIGINAL

0051

Patrick English sworn for the people.
I was an officer of the Sixth precinct.
Officer Tunnery made the arrest. I
was in the station house after she
was searched. I understood the
money was found in her hand.

The jury rendered a verdict of
guilty.

0052

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court District. *1st District*

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Margaret O'Brien
vs. *Margaret O'Brien*
25.

Margaret O'Brien
1
2
3
4

Offence *Carrying*
gun

Dated *May 19* 188*8*

John Smith Magistrate.

James J. O'Brien Precinct Officer.

Witnesses
James J. O'Brien
John Smith
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____

No. _____ Street _____
to answer *Spec*

John Smith

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 *Margaret O'Brien*

guilty thereof, I order that *she* be held to answer the same and *she* 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 *she* give such bail.

Dated *May 19* 188*8* *James J. O'Brien* 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 within mentioned, I order *h* to be discharged.

Dated _____ 188 _____ Police Justice.

0053

Sec. 188-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Margaret O'Brien being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h *er* right to
make a statement in relation to the charge against h *er*; that the statement is designed to
enable h *er* if he see fit to answer the charge and explain the facts alleged against h *er*
that he is at liberty to waive making a statement, and that h *er* waiver cannot be used
against h *er* 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 of
the charge*
Margaret O'Brien

Taken before me this

day of

188

James J. White
Police Justice.

0054

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK

of No. 10th Avenue Street, 10th Years old. Laborer

being duly sworn, deposes and says, that on the 18th day of May 188 3

at the _____ City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent.

the following property, viz :

forty four dollars
in bills lawful money
of the United States

the property of

Deponent who at
the time of the larceny was
asleep

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

Margaret O'Brien (now
present that deponent was
about ten o'clock A.M. on
said day in a room of a
certain house in Mulberry
street in which was the defendant
and one Margaret Collins that
deponent fell asleep on a chair
and while so asleep the defendant
stole & carried away said property from
the inside pocket of a vest which
deponent then wore as said Margaret
Collins now informs deponent who believes
the same to be true

Sworn before me this

day of

188 3

Subscribed and sworn to before me, Police Justice,

Det. Phillips

0055

City and County
of New York ss
Margaret Collins of W 98
Catherine Street being sworn says
that on the day in question she was
in the room referred to in the
within Complaint & while there she
saw the defendant take the money
from an inside pocket of the
Complainant's vest while he was
asleep on a chair in said room
Margaret Collins
sworn

Subscribed before me this
19th day of May 1883
Curtis W. Hays
Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

ss.

AFFIDAVIT - Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0056

BOX:

104

FOLDER:

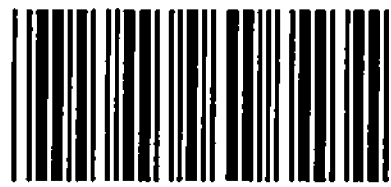
1107

DESCRIPTION:

O'Brien, Theresa

DATE:

05/14/83



1107

0057

86
86
Day of Trial
Counsel,
Filed, *14* day of *May* 188*3*
Pleads *Assault*

Assault in the First Degree, etc.
[See 217 & 218]

THE PEOPLE

vs.

P

Theresa O'Brien

Ed. McKeon
John

JOHN MCKEON,
District Attorney.

A TRUE BILL.

W. H. McKeon

May 23/83.
Foreman.

Theresa O'Brien
Second Bank

Pen 2 year.

0058

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Theresa O'Brien

The Grand Jury of the City and County of New York, by this indictment, accuse *Theresa O'Brien*

of the CRIME OF *Assault in the first degree*, committed as follows:

The said *Theresa O'Brien*

late of the City of New York, in the County of New York, aforesaid, on the *eight* day of *May* in the year of our Lord one thousand eight hundred and eighty *three* with force of arms, at the City and County aforesaid, in and upon the body of *Bridget Tracy* in the peace of the said people then and there being, feloniously did make an assault and *her* the said *Bridget Tracy* with a certain *knife* which the said *Theresa O'Brien*

in *her* 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 *her* the said *Bridget Tracy* 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

Theresa O'Brien

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *Theresa O'Brien*, 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 *Bridget Tracy* then and there being, feloniously did, wilfully and wrongfully, make an assault and *her* the said *Bridget Tracy* with a certain *knife* which the said

Theresa O'Brien

in *her* right hand then and there had and held, ~~the same being a deadly and dangerous weapon~~ feloniously did, wilfully and wrongfully then and there beat, strike, stab, cut and wound ~~thereby then and there inflicting grievous bodily harm upon the said Bridget Tracy, to wit:~~ *thereby then and there cutting the head of the said Bridget Tracy* 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 McKEON, District Attorney.

0059

BAILED.

No. 1, by _____

Residence _____

No. 2, by _____

Residence _____

No. 3, by _____

Residence _____

No. 4, by _____

Residence _____

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*Bridge of Henry
98 C'mon St
Green O'Brien*

Dated May 9 1888

Magistrate.

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500 to answer

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 _____

Teresa O'Brien
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 *May 9* 1888 *[Signature]* Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

0060

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Teresa O'Brien 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. Teresa O'Brien

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. 38 Macdougall St (resided there 8 mos)

Question. What is your business or profession?

Answer. Housekeeper

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

Teresa O'Brien

Taken before me this

day of

Police Justice.

0061

Second District Police Court.

AFFIDAVIT—FELONIOUS ASSAULT, &c.

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

Bridget Tracy

aged 40

of No. *98*

Chaillin —

Street, being duly sworn, deposes and says

that on the *8* day of *May* in the year
18*83*, at the City of New York, he was violently and feloniously assaulted and beaten by

Teresa O'Brien (now present)
did cut and stab
deponent with a knife
on the head and
face inflicting severe
injuries

with the felonious intent to take the life of deponent, or to 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 dealt
with according to law.

Sworn to before me this *9* day

of *May* 18*83*

Bridget Tracy
man
Police Justice.

0062

BOX:

104

FOLDER:

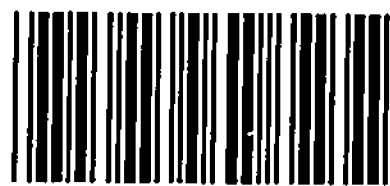
1107

DESCRIPTION:

Otto, Augustus

DATE:

05/01/83



1107

POOR QUALITY
ORIGINAL

0063

and did procure and cause to be procured for the said _____

Louis Rothstein
a certain paper, writing and document in the nature of an insurance upon the drawing of a certain Lottery wherein divers monies were set up to be distributed by lot and chance, a more particular description of which said Lottery is to the Grand Jury aforesaid unknown, and cannot now be given, which said paper, writing and document is as follows, that is to say : _____

17-21-47-
5c

(*) more particular description of which said paper, writing and document 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.

JOHN McKEON,

District Attorney

Day of Trial,

Counsel,

Filed

Pleads

1 day of May, 1883

Not Guilty (May 3)

THE PEOPLE

vs.

B
Augustus Otto

Elmer

Selling Lottery Policies.
(Section 344)

JOHN McKEON,

District Attorney.

A True Bill.

W. H. M. M. M.

Foreman.

Part 2 May 24/83

Pleads Guilty

Fined \$100

Witnesses:

POOR QUALITY
ORIGINAL

0064

COURT OF GENERAL SESSIONS
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Augustus Otto

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

Augustus Otto

of the CRIME OF "Vending and Selling to another what are commonly known as and called Lottery Policies," committed as follows:

The said Augustus Otto

late of the Thirteenth Ward, in the City and County aforesaid,
on the seventh day of April in the year of our Lord one
thousand eight hundred and eighty three at the Ward, City and County aforesaid,
with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply, to one

Samuel Rothstein

and did procure and cause to be procured for the said

Samuel Rothstein

a certain paper, instrument, and writing, commonly called a lottery policy, which said paper,
instrument, and writing, called a lottery policy, is as follows, that is to say:

17-21-47-

5 e

(a more particular description of which said instrument and writing so commonly called a lottery policy, 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.

POOR QUALITY
ORIGINAL

0065

SECOND COUNT—

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

Augustus Otto
of the CRIME OF "Vending and Selling to another what is commonly known as and called Lottery Policies," committed as follows:

The said Augustus Otto

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler; and ~~that~~ — he — the said

Augustus Otto
on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a building, known as number Three Attorney
Street

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which 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.

THIRD COUNT—

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

Augustus Otto
of the CRIME OF "Vending and Selling to another, what are commonly known as and called Lottery Policies," committed as follows:

The said Augustus Otto

late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And ~~that~~ — he — the said Augustus Otto

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number Three

Attorney Street

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one Louis Rothstein

and did procure and cause to be procured for the said

Louis Rothstein
a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

17-21-47 —
5 c

(a more particular description of which said instrument and writing so commonly called a lottery policy, 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.

POOR QUALITY
ORIGINAL

0066

FOURTH COUNT—

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

Augustus Otto
of the CRIME of "Selling and Vending a paper and writing, in the nature of a bet and wager upon the drawn numbers of a Lottery," committed as follows:

The said Augustus Otto

late of the Seventeenth Ward, in the City and County aforesaid,
on the seventh day of April in the year of our Lord one
thousand eight hundred and eighty three at the Ward, City and County aforesaid,
with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply, to one

Sonir Roshstein
and did procure and cause to be procured for the said Sonir Roshstein

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain Lottery, wherein certain monies were set up for distribution by lot or chance, a more particular description of which said lottery is to Grand Jury aforesaid unknown, and cannot now be given, which said paper and writing, is as follows, that is to say:

17-21-47-

5 c

(a more particular description of which said paper and writing, 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.

FIFTH COUNT—

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

Augustus Otto
of the CRIME of "Vending and Selling a writing, paper and document in the nature of an insurance upon the drawing of a Lottery, committed as follows:

The said Augustus Otto

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler; and ~~that~~ he the said

Augustus Otto

on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a building, known as number three Adams

Street

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one Sonir Roshstein

POOR QUALITY
ORIGINAL

0067

and did procure and cause to be procured for the said _____

_____ Louis Rothstein _____

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain Lottery wherein divers monies were set up to be distributed by lot and chance, a more particular description of which said Lottery is to the Grand Jury aforesaid unknown, and cannot now be given, which said paper, writing and document is as follows, that is to say : _____

17-21-47-
5c

(*) more particular description of which said paper, writing and document 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.

JOHN McKEON,
District Attorney

Day of Trial,

Counsel,

Filed

Pleads

1 day of May 1883

Not Guilty (May 3)

THE PEOPLE

vs.

B

Augustus Otero

Elaser

(Section 344)
Selling Lottery Policies.

JOHN McKEON,

District Attorney.

A True Bill.

W. J. M. M. M.

Foreman.

Part 2 May 29/83

Pleads Guilty

Fined \$100

Witnesses:

0068

17-21-47-

se

0069



0070

DIRECTIONS.

The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the new Court-house in the Park.
When you arrive at the witness-room, hand this Subpena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPCENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York,

To *Louis Rothstein* never lived there

of No. *118 Mulberry* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the Park, in the City of New York, on the *19* day of *April* inst, at the hour of *10½* in the forenoon of the same day, to testify the truth, and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

Augustus Otto
And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, at the City Hall in our said City, the first Monday of *April* in the year of our Lord 188 *3*

JOHN McKEON, District Attorney.

DIRECTIONS.

The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the new Court-house in the Park.
When you arrive at the witness-room, hand this Subpena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPCENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York,

To *Louis Rothstein*

of No. *118 Mulberry* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the Park, in the City of New York, on the *19* day of *April* inst, at the hour of *10½* in the forenoon of the same day, to testify the truth, and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

John Hughes
And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, at the City Hall in our said City, the first Monday of *April* in the year of our Lord 188 *3*

JOHN McKEON, District Attorney.

0071

BAILED
No. 1, by May White
Residence 429 East 118 Street,
No. 2, by _____
Residence _____ Street,
No. 3, by _____
Residence _____ Street,
No. 4, by _____
Residence _____ Street,

3d Police Court, 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James H. Johnston
Quinn
Capitani
Offence, No Lottery Law

Dated April 8 1883

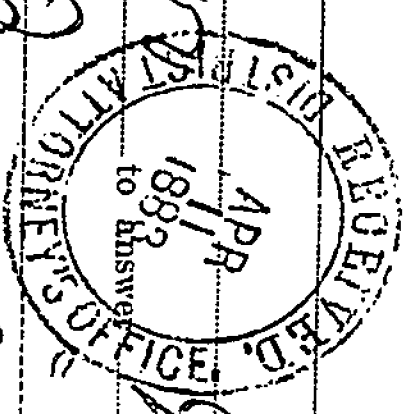
Carlyle Magistrate.
McCann Officer.
CO. Clerk.

Witnesses, _____

No. _____ Street,

No. _____ Street,

No. 3 Street, 1883



Beck

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 Anthony Otto

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 April 8 1883 Hugh Gardner Police Justice.

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

Dated April 9 1883 Hugh Gardner 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.

0072

Sec. 198-200

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Augustus
Anthony Otto 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. *Augustus*
Anthony Otto

Question. How old are you?

Answer. *forty three years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *10 Stanton Street; 3 months.*

Question. What is your business or profession?

Answer. *Legar Business*

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*

Augustus Otto

Taken before me this

day of

April

188

Augustus Otto
Police Justice.

POOR QUALITY
ORIGINAL

0073

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

Louis Rothstein
of No. *118 Mulberry* Street,
being duly sworn, deposes and says, that on the
day of *April* 188*8*, at No. *3 Attorney*
Street, in the City and County of New York,
Augustus

Augustus
did unlawfully and feloniously sell and vend to

deponent for the sum of five cents.
a certain paper and document, the same being what is commonly
known as, and is called a Lottery Policy, and which said Lottery

Policy, writing, paper, and document is as follows, that is to say:

17. 21. 4. 7 ^{*supporting*} *and a chance in a lottery* ^{*drawing of 1000 tickets*}
unauthorized by the state,

Wherefore deponent prays that the said
may be dealt with according to law.

I Louis Rothstein

Sworn to before me, this

day of *April* 188*8*

Augustus

Police Justice.