

0681

BOX:

136

FOLDER:

1410

DESCRIPTION:

Nehr, Anton

DATE:

04/30/84



1410

POOR QUALITY ORIGINAL

0582

266

Sticker

Counsel,
Filed *30* days of *April* 1884
Pleads *Not Guilty (may)*

Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

THE PEOPLE
vs.
Anton Mehe

PETER B. OLNEY,

District Attorney
In May of 1884.
Fried Laquetto.
A TRUE BILL.

John N. Olney Foreman.

Witnesses:

Robert Unpicht
119 1/2 Millers St.

.....
.....



0683

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Anton nehr

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

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

The said *Anton nehr*

late of the City of New York, in the County of New York, aforesaid, on the *Sixteenth* day of *April* in the year of our Lord one thousand eight hundred and eighty *four* with force of arms, at the City and County aforesaid, in and upon the body of *Robert Unfrucht* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Robert Unfrucht* with a certain *knatchet* which the said *Anton nehr*

in *his* 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 *in* the said *Robert Unfrucht* 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

Anton nehr

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

The said *Anton nehr*

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 *Robert Unfrucht* then and there being, feloniously did, wilfully and wrongfully, make an assault and *in* the said *Robert Unfrucht* with a certain *knatchet* which the said *Anton nehr*

in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there beat, strike, stab, cut 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.

~~JOHN McKEON, District Attorney.~~

0684

Third COUNT.

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

Anton Nehru
of the CRIME OF Assault in the first degree
committed as follows:

The said Anton Nehru
late of the First Ward of the City of New York, in the County of New York, on the
Sixteenth day of April in the year of our Lord one thousand
eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms,
in and upon one Robert Unfricht, then
and there being, feloniously did make
an assault, and in the said Robert
Unfricht, with a certain hatchet, which
he the said Anton Nehru in his right
hand then and there had and held,
in and upon the head, breast and
back of the said Robert Unfricht
then and there feloniously and wil-
fully did strike, beat, cut, bruise and
wound, the same being such means
and force as were likely to produce
the death of the said Robert Unfricht
with intent to kill the said Robert
Unfricht then and there wilfully
and feloniously 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.

0685

Fourth COUNT

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

_____ Anton Nehr _____

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

The said Anton Nehr _____

late of the City and County of New York, afterwards to wit: on the Sixteenth
day of April in the year of our Lord one thousand eight hundred and
eighty-four at the City and County aforesaid, with force and arms, in and
upon one Robert Unfricht _____

in the peace of the People of the State of New York then and there being, feloniously
did willfully and wrongfully make an assault: and the said Anton Nehr
him _____, the said Robert Unfricht
with a certain hatchet _____
which he _____ the said in his right hand then and there had and held, in
and upon the head, neck, breast and back
of him the said Robert Unfricht _____
then and there feloniously did willfully and wrongfully strike, beat, cut
bruise and wound, thereby then and there willfully and wrongfully, feloniously inflicting
upon the said Robert Unfricht _____
grievous bodily harm, to wit: thereby then and there
cutting and wounding his head,

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.

PETER B. OLNEY,

~~JOHN McKEON~~, District Attorney.

0686

Police Department of the City of New York,

Precinct No. 11

New York, April 14 1834

This is to Certify That I have
visited Robert Unwericht
at 119 1/2 West 10th
found him suffering from
deep wounds and also bruised
about the chest and at
present unable to appear
at Court

A. W. Macdonald M.D.

0687

G. W. H. Hospital
Apr 17-84

Boh: Unusually is al-
fossil: not in a dangerous
condition. suffering from
severe scalp nodules +
exclosures of skull -

F. Edinger
House Surgeon
3 Division
Per J.H.P.

0588

*Arrested April 26/91
at 9th A. No.*

24
Police Court *94* District *1291*

BAILED,

No. 1, by _____

Residence _____
Street _____

No. 2, by _____

Residence _____
Street _____

No. 3, by _____

Residence _____
Street _____

No. 4, by _____

Residence _____
Street _____

THE PEOPLE, &c.,
vs. *Antoine Nehor*
Offence *Felony Assault*

Dated *April 26* 18*91*

Paterson Magistrate.

Murray Officer.

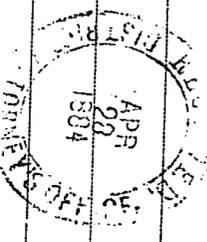
11th Precinct.

Witnesses _____

No. _____

No. _____

No. _____



No. _____

No. _____

Committed
by April 25th 91

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 _____

Antoine Nehor

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 *April 26* 188*9* *J. M. Paterson* Police Justice.

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

Dated _____ 188*9* _____ 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*9* _____ Police Justice.

0589

Sec. 108-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Antoine Nehu 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. *Antoine Nehu*

Question. How old are you?

Answer. *47 years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *119 1/2 Willett St. one year*

Question. What is your business or profession?

Answer. *Helper in a Machine Factory*

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. By advice of my Counsel I waive all further examination here*

Antoine Nehu

Taken before me this *26*
day of *April* 188*8*
J. M. Patterson
Police Justice.

0690

Police Court— 3^d District.

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

Robert Unfricht

of No. 119 1/2 Willett Street,
aged 39 years, Porter, being duly sworn, deposes and says, that
on Wednesday the 16th day of April
in the year 1884 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Antoine Veker, now here,
who did maliciously and
maliciously strike deponent
a number of violent blows
with a hatchet he, Veker,
held in his hands. thereby
inflicting five several cuts
on deponents head and
bruising deponents breast
and back. That deponent
was so beaten

with the felonious intent to take the life of deponent, ^{and means} 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~~ bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 24th day
of April 1884

Robert Unfricht.

J. M. Patterson POLICE JUSTICE.

0691

BOX:

136

FOLDER:

1410

DESCRIPTION:

Newman, August

DATE:

04/28/84



1410

0692

BOX:

136

FOLDER:

1410

DESCRIPTION:

Auer, Tony

DATE:

04/28/84



1410

POOR QUALITY ORIGINAL

0693

Bail fixed at \$2000
Witnesses:
E. L. Brown

Littleburg Va.
5th Co. State

801 - Bailed by Henry Friendanger 49 Allen street
802 - Bailed by Edwin Holy 263 Leamy

B. H. Apr. 20 1884

Counsel,
Filed 20 day of April 1884
Pleads *Chinquity* (by)
vs. *do* (by)

THE PEOPLE
vs. *August [unclear] and B [unclear]*
Tony Over
[cases]

PETER B. OLNEY,
District Attorney.

A True Bill. *Witness in Error*
2^d Monday Oct. 1884
John N. Blood Foreman.

June 17/84

0694

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

August Newman
and
Tony Quer

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

August Newman and Tony Quer
of the CRIME OF *Designedly obtaining money
by means of certain fraudulent and
deceitful practices known as "stock
auctions," with intent to defraud,*
committed as follows:

The said *August Newman and Tony Quer*

late of the *Third* Ward of the City of New York, in the County of
New York aforesaid, on the *Eighteenth* day of *October*, in
the year of our Lord one thousand eight hundred and eighty-one, at the Ward, City
and County aforesaid, *being and disposed persons, swindlers,
and when and where in violation, devising
and contriving, by means of certain
fraudulent and deceitful practices known
as "stock auctions," great sums of money
from divers numerous persons, most
fraudulently to obtain, to the great
impoverishment of the said persons, and
particularly by such deceitful and
fraudulent means the proper money
of one Edwin S. Brown, from the said
Edwin S. Brown, most fraudulently
to obtain, with force and arms, felon-
ously, and with intent to defraud,
did conduct and manage
a certain stock auction, and in the
pericious conduct and management
of the said stock auction, did then*

0695

and there feloniously set up and offer
for sale and disposal great quantities
of cigars of inferior quality and small
value, and in the presence of the
said Edwin S. Brown did then and
there feloniously, and with intent
to defraud the said Edwin S. Brown,
hold forth and offer the said cigars
as cigars of fine quality and great
value: And the said August Newman
and Tony Over, in the further conduct
and management of the said ^{feloniously} ~~work~~ ^{cause}
auction, did then and there ^{feloniously} ~~procure~~
and procure divers other evil disposed
persons whose names are to the Grand
jury aforesaid unknown, then and
there most fraudulently and de:
ceitfully to pretend to offer and
tender bids, and to offer and tender
false bids for the said cigars, and
did feloniously cause and procure
the said other evil disposed persons,
then and there in the presence of
the said Edwin S. Brown to make
divers false and fraudulent pretenses
and representations concerning the
quality and value of the cigars, so
aforesaid then and there set up and
offered for sale and disposal.

And the said August Newman and Tony Over, in the further conduct and management of the said work auction, did then and there feloniously offer to and exhibit to the said Edwin S. Brown certain papers of good quality and value, for his inspection, and did then and there, ~~and there~~ ^{and there} ~~falsely~~ ^{falsely} pretend to the said Edwin S. Brown, that all the papers then set up and offered for sale and disposal as aforesaid were of the same quality and value as the said last mentioned papers.

And the said August Newman and Tony Over, in the further conduct and management of the said work auction did then and there ~~and there~~ ^{and there} ~~falsely~~ ^{falsely} pretend to the said Edwin S. Brown that all the papers so as aforesaid then and there set up and offered for sale and disposal, had then and there been the property of a certain person who had then just previously gone into bankruptcy, and that the said setting up and offer

0698

and fifty cents in money lawful man-
ney of the United States, and of the
value of Eighty two dollars and
fifty cents; and the said August new-
man and Tony Amer, did then
and there feloniously and designedly
steal, and obtain the said sum
of money, of the paper money and
property of the said Edwin L. Brown,
from the said Edwin L. Brown, with
intent feloniously to defraud
him of the same, through and
by means of the aforesaid friend-
ship and deceitful practices known
as much and known 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.

Peter B. Olney,
District Attorney.

0599

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

In Europe SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Douglas Lee*

of No. *50 Broadway* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *12* day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Tommy Jones et al

in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness. Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *June* in the year of our Lord 188 *4*

JOHN McKEON, *District Attorney.*

0700

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace

The People of the State of New York,

To *Charles L. Brown*

of No. *5th Ave Hotel* Street,

not in the Hotel

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *12th* day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

August Newman et al
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *June* in the year of our Lord 188*8*

JOHN McKEON, *District Attorney.*

POOR QUALITY ORIGINAL

0701

1912

Witness:
Chas. Kowitz

Counsel, *L. W. Weston*
Filed 20 day of *March* 1884
Pleads *Not Guilty* 24.

INDICTMENT.
Grand Larceny in the *second* degree.
(MONEY.)
[55280531]

THE PEOPLE
vs.
T
Tony Duer

PETER B. OLNEY,
~~JOHN MCKEON~~

I & J. W. 1600 District Attorney.

Prise d'indict.

A TRUE BILL.

Chas. Kowitz

*Put this in 1st money of *Prise d'indict.**

March 14

0702

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Jerry Auer

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

----- *Jerry Auer* -----
of the crime of GRAND LARCENY IN THE *Second* DEGREE, committed as follows:

The said *Jerry Auer* -----

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

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 twenty dollars, and of the value of twenty 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 ten dollars, and of the value of ten 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 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*; *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 twenty dollars *each*; *three* 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 ten dollars *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 five dollars; *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 two dollars, and *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 one dollar -----

of the goods, chattels, and personal property of one *Charles Devitz* ----- then and there being found,

----- 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.

PETER B. OLNEY,
~~JOHN McKEON~~, District Attorney.

0703

N. Y. General Sessions of the Peace

THE PEOPLE
OF THE STATE OF NEW YORK,

against

August Korman
Tony Auer

Bench Warrant for Felony.

Issued April 28th 1884

The officer executing this process will make his
return to the Court forthwith.

April 29th 1884.

Both the defendants
were arrested this day
and brought in Court
of General Sessions
by Det. Von G. & Reilly

POOR QUALITY
ORIGINAL

0704

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING :

An indictment having been found on the 28 day of April
1884, in the Court of General Sessions of the Peace, of the County of
New York, charging August Surman
and Samy Surman

with the crime of fraudulent obtaining money by means
of Mock Auctions

and You are therefore Commanded forthwith to arrest the above named August Surman
and Samy Surman and bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the
City Prison of the City of New York.

New York City, the 28 day of April 1884.

By order of the Court,


Clerk.

0705

CITY AND COUNTY OF NEW YORK, ss:
being duly sworn deposes and says; that he is years of age, and a clerk in
the office of CHARLES STECKLER, Esq., the attorney for the in this
action; on the day of 188 at No.
in the City of New York, he served the annexed

upon the therein
by delivering to, and leaving with

..... true copy thereof.

Deponent further says that he know the person so served to be

Sworn to before me this
day of 188

N.Y. General Sessions Court.

The People

Plaintiff.

AGAINST

Adolph Sussman
Defendant.

Notice of Motion.

CHARLES STECKLER,

Def's Atorney.

Nos. 47 & 49 Centre Street,
N. Y. City.



The accompanying service of a copy within
..... is hereby admitted.

Dated N. Y. 188..

..... Atty.

To: *Caleb B. Gray* Esq.

D. C. ... Atty.

Sir: Please take notice that the within is a
true copy of an
this day duly in the office of the
Clerk of this Court in this action.
Dated N. Y., 188

Yours, &c.,
Charles Steckler,
Attorney for

To: Esq.
Atty for

0706

Court of General Sessions.

The People v.)
 vs)
Adolph Neuman and)
Tony Auer.)

Sir. Please to take notice that I will
move this Court at a Term thereof
to be held at the Court House City Hall
N.Y. City on the 17th day of September 1874 at
11 am. in Part I of this Court, for the
release and discharge of the abovesaid
defendants and for such other and further
relief as to the Court may seem just and
proper in the premises.

Dated N.Y. Sept 12th 1874.

To Peter B. Olney Esq)
District Attorney }

Yours
Charles Stecker
Deft's atty

0707

COURT OF GENERAL SESSIONS.

The People, &c. on the
complaint of
Charles Rewitz

vs.

Tony Auer

Jay
OFFENCE

PETER B. OLNEY,
District Attorney.

Withdrawal of Complaint

0708

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Tony Auer

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assent that my reasons for so doing are not controlled by any advantage to myself. I withdraw the complaint because I am about to commence proceedings against the the said Tony Auer by a civil action and believe that the said Tony Auer has been sufficiently punished and the ends of Justice been satisfied.

Dated New York April 1st 1884

Witness:-

Jarant Putnam
Rudolph L. Scharf

Merle Trent.

POOR QUALITY
ORIGINAL

0709

Exhibit A

30	Exp.	150	45 00
20	St. C.	300	60 00
15 14	Inc	400	56 00
43	Exp	250	107 50
22	Exp	200	44 00

\$312.50

Deposited 255 00

4

\$31 50

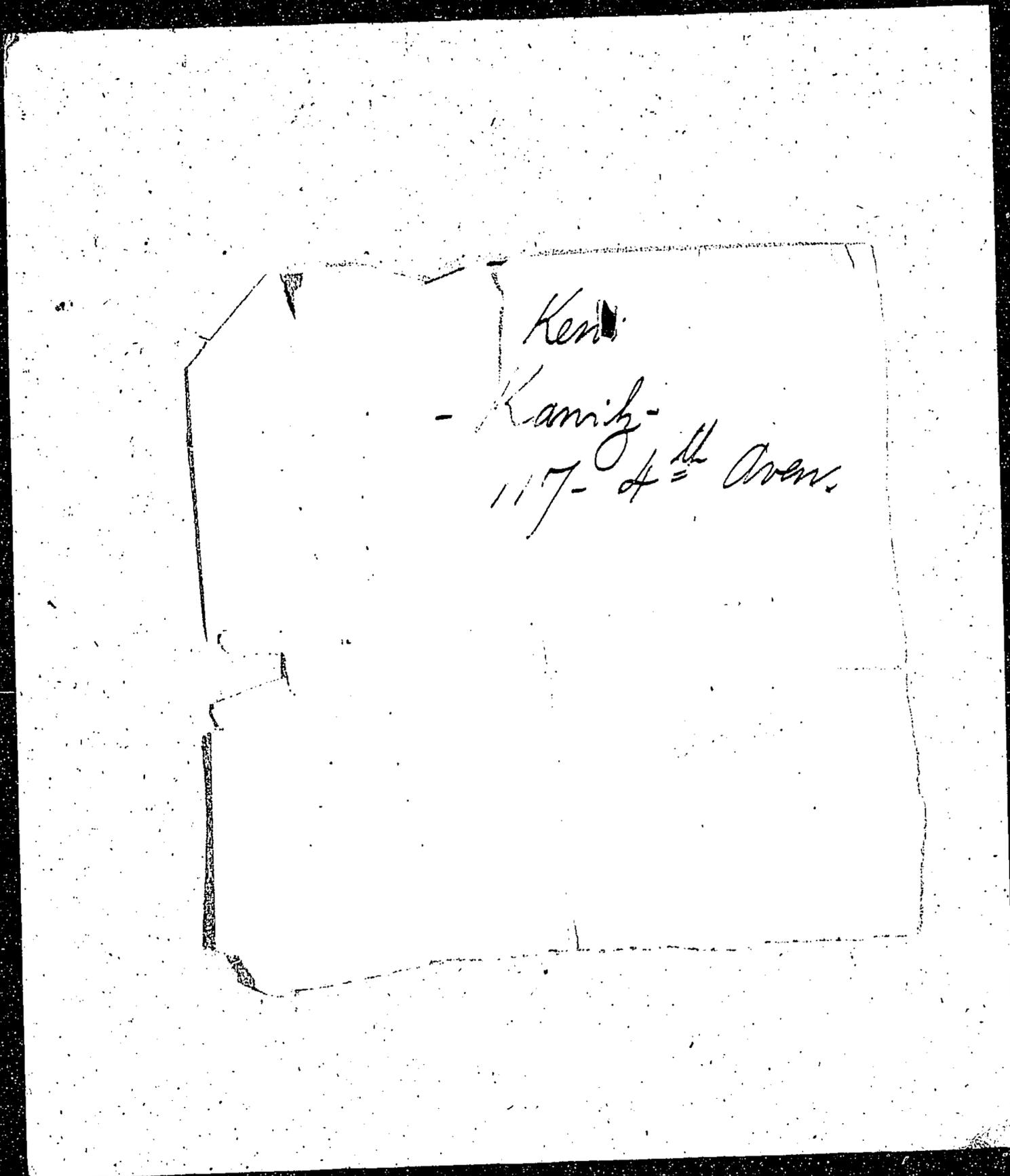
27 00

of 7 30

A Department

POOR QUALITY
ORIGINAL

0710



Kent

- Kamitz -

117 - 4th Ave.

0711

CITY AND COUNTY OF NEW YORK, ss :
being duly sworn deposes and says ; that he is _____ years of age, and a clerk in
the office of CHARLES STECKLER, Esq., the attorney for the _____ in this
action ; on the _____ day of _____ 188 at No. _____
in the City of New York, he served the annexed _____

upon _____ the _____ therein
by delivering to, and leaving with _____

_____ a true copy thereof, _____

Deponent further says that he knew the person so served to be _____

Sworn to before me this
day of _____ 188 }

N.Y. Sen. Sec. **Court.**

The People &c

Plaintiff,

AGAINST

Joseph Neumann

Defendant.

Notice of Motion

CHARLES STECKLER,

defts Attorney,

Nos. 47 & 49 Centre Street,
N. Y. City.

Due and timely service of a copy within
_____ is hereby admitted.



Dated N. Y., _____ 1888
_____ Atty.

To: *Peter B. Olney* Esq.

Peter B. Olney Atty.

Sir :
Please take notice that the within is a
true copy of an _____
this day duly _____ in the office of the
Clerk of this Court in this action.

Dated N. Y., _____ 188.
Yours &c.,
Charles Steckler,
Attorney for _____

To :

_____ Esq.
Atty for _____

0712

Court of General Sessions of the Peace in and for the
City and County of New York.

The People &c
vs
Adolph Neumann

Indictment for violation
of the work auction act.

Sir

You will please take notice that I will move this
court at a term thereof held at the Court House
City Hall N.Y. City on the 6th day of June 1884 at 11 A.M.
in Part I before Hon. Henry A. Sildersleeve City Judge
of said court or as soon thereafter as counsel can
be heard for an order releasing and ^{discharging}
the defendant upon his own recognizance and
for such other or further order or relief as to the
court may seem just and proper in the premises

To
Peter B. Olney Esq }
District Attorney }

Yours &c

CHARLES STECKLES,
ATTORNEY FOR DEFT
P. O. & OFFICE ADDRESS
47 & 49 CENTRE ST.
New York City.

0713

City and County of New York, N. Y.

Edwin S. Brown, of Middleburg, Loudoun Co. Va. being duly sworn deposes and says: That some time in the month of October 1901, as deponent was passing along Broadway he was attracted by the signs and noise proceeding from the premises near Canal Street,

on Broadway which indicated that an auction was proceeding therein. That deponent entered said place and found one ^{Augustus Newman} ~~Tommy~~ acting as auctioneer, and in the apparent act of disposing of great quantities of cigars.

That said ~~Tommy~~ ^{Augustus Newman} then represented and pretended to deponent and to a large number of people who were then in the said place that the cigars so being disposed of, were of the very best quality and brand, and the said people were vigorously offering bids for said cigars.

That while deponent was standing in said place, he was approached by a small sized

0714

man who said to deponent in
advance that it was a shame
for such fine cigars to go for
so little money as was being paid
for them. That of course the audience
did not care how much they
brought as they were only looking
for their commission. That if he, the
said man had the money he would
purchase every box of cigars in the
place. That it was a rare opportunity
and that if deponent would pay
some of the cigars, he would go him
shelves, that is to say, would pay
for some of the goods which this
deponent might purchase.

That about this time the said
Augustus Newman
~~as such~~ as such auctioneer offered
a box of cigars, consisting as deponent
believes of about ten boxes, representing
as he believes that the same were of ex-
ceptional quality. That deponent
made no bid for said box. That
shortly afterwards the said Augustus
Newman who as deponent has
since been informed by ~~deponent~~
Tony Quer, was at said time the
proprietor of said place, pushed

0715

the said box of cigars to his deponent
with the words "These are yours"
or words to that effect. That
deponent told said Augustus
Neuman that he had not made
any bid for said cigars, whereupon
said Augustus Neuman made
some remark as to their rare
good quality, upon which deponent
asked to examine them, and then
walked up to the counter to look
at them. That the box on the top
of said box was open, and ^{deponent} found
that said box contained at least
some cigars of really fine
quality which at the price asked
for the box would have been
very low. That deponent then
attempted to examine another box
of cigars which was then lying
among the lower part of said
box, whereupon ^{deponent} ~~Sony~~ ^{Sony} ~~Over~~ ^{Over} as
deponent now believes, seized the said
box and told deponent he would
open it for him, upon which the
said Sony Over did open a box
of cigars, which deponent ~~knows~~
~~was~~ was not one of the boxes
which he afterwards received.

0716

and which said ^{mentioned box} last ~~contained~~
also good cigars.

And deponent thereupon, being
deceived by the representations
made by said Augustus Newman
and the apparent ~~so-called~~
willingness to exhibit the
said cigars, and believing the
same to be all of good quality
and brand, ~~and deponent~~ as-
serted the said lot. That depon-
ent was rejoiced that they
were then too busy to tie up
said cigars, ~~and~~ ^{and} deponent
~~would have a deposit~~ thereupon
left a deposit of two dollars to secure
to deponent said cigars.

That thereafter by means of
~~such~~ representations and per-
tences similar to the above
and by means of exhibiting
to deponent good quality
cigars which deponent believed
were samples of the entire lot
deponent was induced to
purchase from said Newman
a large quantity of cigars to-
wit: about forty boxes of cigars

0717

for which deponent agreed to pay and did pay in all the sum of about \$22.50.

That deponent has since been informed by said Tony Over, that he, said Over, was at said time employed by the said Newman as an auctioneer, and was a party to and an accomplice of the said Newman in the obtaining of the said money from deponent in the manner and from aforesaid, which said Over now does admit and confess was a swindle.

That upon an examination of the said lot of cigars so purchased by him as aforesaid, he said that ^{all} the ~~lot~~ ^{cigars} contained in said ~~lot~~ ^{lot} were bad and of poor quality and were entirely worthless.

That upon deponent's complaint the license of said Tony Over as an auctioneer, was duly revoked by the Mayor of this City, some time in the month of December or thereabout in said year of 1881.

0718

and qualify this document with
Sworn to before me this

19 August 1953

John E. Curran
Notary Public (284)
City and County New York

C. L. Brown

184

Bill ordered

In Submatter
of
Sony American
August Newman

re: auction.
Sales of 1953 - Chap 150

Witness:
Edwin S. Brown
Grand Central Hotel
Sony Over
241 First Avenue
Douglas Lee
350 Broadway

POOR QUALITY ORIGINAL

0719

BAILED,

No. 1, by *Sam Hoby*
Residence *263 Bowery* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court - *129th St* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Smith
130 Harrison St

Sony Auer

11 March 188*8*

James J. Coffey Magistrate.
James J. Coffey Officer.

Witnesses:
No. _____
No. _____
No. _____
Street, _____
Street, _____
Street, _____
Sessions, _____

August Roman
August Roman

Offence *Grand Larceny*

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 *Sony Auer*

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 *11 March* 188*8* *James J. Coffey* Police Justice.

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

Dated *March 12* 188*8* *James J. Coffey* 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.

0720

Sec. 151.

Just District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss *In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:*

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by Charles Hewity

of No. 130 Forsyth Street, that on the 8 day of March 1884 at the City of New York, in the County of New York, the following article to wit :

Good and lawful money of the United States
of the value of Two hundred and Ninety five Dollars,
the property of Complainant
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Anthony Auer

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the Just DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 11 day of March 1884
[Signature] POLICE JUSTICE.

POLICE COURT. DISTRICT.
THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-Larceny.

Dated March 11th 1884

[Signature] Magistrate
[Signature] Officer

The Defendant Orval Auer
taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

[Signature] Officer

Dated March 11th 1884

This Warrant may be executed on Sunday or at night.
[Signature] Police Justice.

REMARKS.
Time of Arrest, 3:45 P.M. March 11th 1884

Native of Germany
Age, 43
Sex _____
Complexion, _____
Color W.
Profession, Painter
Married Yes
Single _____
Read, Yes
Write, Yes
141 Broadway

0721

Sec. 198-200

185

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Tony Auer 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. Tony Auer

Question. How old are you?

Answer. 43 years

Question. Where were you born?

Answer. Hungary

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

Answer. 14 Bowery St. about 3 weeks

Question. What is your business or profession?

Answer. Auctioneer

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

Tony Auer

Taken before me this

day of

March 11
1888

Police Justice.

POOR QUALITY ORIGINAL

0722

First

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, ss.

Charles Kewitz

of No. *130 Forsyth* Street, *age 35 years* *liquor dealer.*

being duly sworn, deposes and says, that on the *8th* day of *February* 188*4*

at the *day time, at the* City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent *with intent to deprive the true owner of the use and benefit thereof* the following property, viz :

Good and lawful money of the United States amounting to two hundred and ninety five Dollars (\$295⁰⁰)

the property of

Deponent

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 *Anthony Auer* from the fact

that said deponent at premises No. 386 Bowery offered to sell at auction where he had a red flag hanging outside from said premises on the street a quantity of cigars as represented by the annexed bill marked exhibit A. Deponent relying on his statement, as represented by said exhibit bid for and bought and paid for said cigars believing that deponent's statement was true. Subsequently deponent found, after paying for said property that the representations were false and untrue as regards the brands. Wherefore deponent charged

Police Justice

before me this day of

0723

Said Defendant, with intent, stealing and carrying away the aforesaid property by trick and device and prays that he may apprehended and dealt with according to law

Sworn to before me
this 11th day March 1884
Charles Henry
Police Justice

1st District Police Court.

THE PEOPLE, & C.,
ON THE COMPLAINT OF
Charles Henry
vs.
Anthony Quar

AFFIDAVIT—Larceny.

Dated March 11 1884
Ruffey Magistrate.

Officer.

WITNESSES:

DISPOSITION

0724

BOX:

136

FOLDER:

1410

DESCRIPTION:

Nolan, Daniel

DATE:

04/25/84



1410

POOR QUALITY ORIGINAL

0725

X
179 J.C.S.
Day of Trial,
Counsel,
Filed 20 day of April 1884
Pleads (Myself) (29)

THE PEOPLE
vs.
Daniel Nolan
[Section 844, Penal Code].
Selling Lottery Policies, etc.

PETER B. OLNEY,
District Attorney.

A True Bill.

John Nolan Foreman.
Placed Truly
Paid \$100.00
John Nolan

Witnesses:
August Schuman
J. D.

Ed. Martin
Frank Amundson
J.D.

0726

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Daniel Nolan

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

Daniel Nolan

of the crime of "Selling to another what is commonly known as a Lottery Policy," committed as follows :

The said *Daniel Nolan*

late of the First Ward, in the City and County aforesaid, on the *twenty sixth* day of *December* in the year of our Lord one thousand eight hundred and eighty-~~three~~

at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one *August Schreiner*

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 :

Jo J. W.
Dec 26
9 - 1 - 9 12/2

(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.

SECOND COUNT—

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

Daniel Nolan

of the crime of "Selling to others what are commonly called Lottery Policies," committed as follows :

The said *Daniel Nolan*

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 on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to divers persons (whose names are to the Grand Jury aforesaid unknown and cannot now be given), certain instruments and writings, commonly 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 Peace of the People of the State of New York and their dignity.

0727

THIRD COUNT—

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

Daniel Nolan

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

The said Daniel Nolan

late of the First Ward, in the City and County aforesaid, on the twenty sixth day of December in the year of our Lord one thousand eight hundred and eighty-three at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

Just Schenier

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say :

OB & M

Dec 26

7 - 1 - \$ 12 1/2

(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.

FOURTH COUNT—

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

Daniel Nolan

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

The said Daniel Nolan

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 on the day and in the year aforesaid, at the Ward, City and

0728

County aforesaid, with force and arms, feloniously did sell to one

August Schreiner

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such 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 :

BAW

Dec 26

9-17 12-12

(a 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.

PETER B. OLNEY,

District Attorney.

POOR QUALITY ORIGINAL

0729

119
 Police Court District.

THE PEOPLE, Sec.,
 ON THE COMPLAINT OF
 August Schinner
 vs. v.
 Daniel Nalan

Offense Violation
 Letter Law

BAILED,
 No. 1, by Section Confined
 Residence 220 W 28 Street.

No. 2, by
 Residence
 Street.

No. 3, by
 Residence
 Street.

No. 4, by
 Residence
 Street.

Witnesses
 No. Street.
 No. Street.
 No. Street.

Dated April 14 188 X
 Magistrate
 Officer
 Prefect.

No. Street.
 \$ 500 to answer Street
 Street

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

Daniel Nalan

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 14 188 [Signature] Police Justice.

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

Dated April 14 188 [Signature] Police Justice.

There being no sufficient cause to believe the within named [Name] guilty of the offence within mentioned, I order h to be discharged.

Dated [Date] 188 [Signature] Police Justice.

0730

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Daniel Nolan

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 sees 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. *Daniel Nolan*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *361 4 ave (resided there 1 year)*

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*
Daniel Nolan
Mark

Taken before me this _____ day of _____ 1888
[Signature]
Police Justice.

0731

B. V. M.
Dev. 216
9-1-1212

20103 11 21 12

0732

No 26.

City and County of New York, ss:

In the name of the People of the State of New York:

Peace Officer
To any Sheriff, Constable, Marshal, or Policeman in the
City and County of New York:

Proof, by affidavit, having been this day made before me, by

August Schreiner

that there is probable cause for believing that *Daniel Nolan* has in his possession within and upon the premises occupied by him and known as number 103. West 17th Street in the city of New York divers papers, instruments and writings of the kind commonly known as and called lottery policies and also certain writings, cards, boards, documents, tables, devices and apparatus for the purpose of enabling to sell lottery policies and with intent to use the same as a means to commit a public offense

You are therefore commanded, in the day time, to make immediate search in the building situated *and known as number 103. West 17th Street in the city and county of New York*

for the following property: *one thousand instruments, papers and writings of the kind known as lottery policies and thousands other writings known as policy slips one thousand cards fifty boards, four tables two blackboards*

And if you find the same or any part thereof, to bring it forthwith before me at *or in case of my absence or inability to act before the nearest and most accessible justice, magistrate in this County*

Dated at the City of New York, the

14th day of *January* 188*4*

P. M. Jeffrey
Police Justice

0733

Inventories of Property taken by Detective Sergeant Patrick Dolan the policeman by whom this warrant was executed

Manifolds and slips used in carrying on the policy business

City and County of New York ss.

I, Patrick Dolan the officer by whom this warrant was executed do swear that the above inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me this 5th day of January 1884

Patrick Dolan
Police Justice

261

THE PEOPLE

ON COMPLAINT OF

against

SEARCH WARRANT.

0734

no. 26.

STATE OF NEW YORK,
AND
CITY OF NEW YORK.

August Schreiner of *149 1/2* *avenue* Street, New York, being duly sworn,

deposes and says that he has just cause to believe and does believe that

Daniel Nolan

did, on the *26* day of *December*, 188*3*, at number

103. 4. 17 Street, in the City of New York and County of New York, unlawfully and knowingly sell ^{*15*} furnish, vend and procure, and cause to be furnished and procured, ^{*for defendant*} a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery policies; and further that the said *Daniel Nolan*

has in *his* possession, within and upon certain premises, occupied by *him* and

situated and known as number *103. 6. 17* Street, in the City of New York and County of New York aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided, and with intent to use the same as a means to commit a public offence, and to promote, maintain and carry on a common and public nuisance.

Subscribed and sworn to before me,
this *4* day of *January* 188*4*

August Schreiner
Notary Public
August Schreiner

0735

Sec. 102.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Patrick J. Duffy a Police Justice
of the City of New York, charging Daniel Nolan Defendant with
the offense of Violation Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned.

We, Daniel Nolan Defendant of No. 311
avenue Street; by occupation a Clerk
and Albert J. Adams of No. 318 West 38
Street, by occupation a Broker Surety, hereby jointly and severally undertake that
the above named Daniel Nolan Defendant
shall personally appear before the said Justice at the 1 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York, the sum of ten
Hundred Dollars.

Taken and acknowledged before me, this 5
day of January 1888

Patrick J. Duffy
POLICE JUSTICE.

D. J. Adams
Albert J. Adams

0736

CITY AND COUNTY OF NEW YORK, } ss,

Albert J Adams
David Nolan

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Twenty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of House and lot

number 328 West 30 Street
New York County, value
Fifteen thousand dollars
no mortgage

Sworn before me, this
day of July 1888
[Signature]
Police Justice.

Albert J. Adams

District Police Court.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Undertaking to appear during
the Examination.

vs,

David Nolan

Taken the 5 day of July 1888

[Signature]
Justice.