

0344

BOX:

295

FOLDER:

2809

DESCRIPTION:

Carr, Andrew

DATE:

02/14/88



2809

0345

Witnesses:

H. Hiltner
R. Dick

Upon the facts to affidavit of
Complainant herein, & after in-
vestigation of the case, it appearing
that defendant has previously been
a good character, I recom-
mend his discharge upon his own
recognizance.

Feb 24/88. J. J. Barker
J. J. Barker

Counsel,

Filed 14 day of Feb 1888

Pleads *Not Guilty* (15) *per*

James H. Hiltner

THE PEOPLE

vs.

R

Andrew Carr

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

J. J. Barker

On recom. of *J. J. Barker*
deft. dis. on his own
recog. R.B.M.

Grand LARCENY, 2nd degree
(False pretenses).
[Sections 528 and 581, Penal Code].

1116-761
1/203

Witnesses:

H. Hillbauer
R. Lick

Upon the ~~oath~~ affidavit of
Complainant herein, & after in-
vestigation of the case, it appearing
that defendant has previously borne
a good character, I recom-
mend his discharge upon his own
recognizance.

Feb 24/88. *Roberts*
oada

Counsel, _____
Filed 14 day of Feb 1888
Pleads Guilty (w/ not)
Guilty (w/ not)

THE PEOPLE
vs. ANDREW CARR
(False pretenses)
[Sections 528 and 581, Penal Code]

JOHN R. FELLOWS,
RANDOLPH B. MARTINE,
District Attorney.

A TRUE BILL.

John R. Fellows
Foreman
On recom. of *Justice*
Def. dis. on his own
recog. *R.B.M.*

0347

Police Court— 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Henry Stillgebauer
of No. 334 West 39th Street, aged _____ years,
occupation Provision Dealer being duly sworn

deposes and says, that on the 7 day of February 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

Fifty dollars
in good and lawful money of the
United States, (\$50)

the property of the firm of Jett & Stillgebauer
of which deponent is a member.

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 Andrew Carr, (now here).

The defendant came to deponent's place
of business and asked deponent to
cash a check for him, and send to
deponent "It is all right," and handed
to deponent a check annexed to the
complaint, dated February 7/1888, drawn
on the Riverside Bank to the order of
Andrew Carr, purporting to be signed
by H. J. Sandford. Deponent sent
the said check to said bank for collection
and it was returned to him unpaid
with the endorsement "No such account"
wherefore deponent charges that the
said check was false and
fraudulent, and that the defendant was
guilty of larceny of the said fifty dollars.
Henry Stillgebauer

Sworn to before me, this _____ day of _____ 1888

[Signature]
Police Justice.

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Henry Stillgebauer
of No. 334 West 39th Street, aged _____ years,
occupation Provision Dealer being duly sworn

deposes and says, that on the 7 day of February 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

Fifty Dollars
in good and lawful money of the
United States,

the property of the firm of Jeter & Stillgebauer
of which deponent is a member.

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 Andrew Carr, (now here).

The defendant came to deponent's place
of business and asked deponent to
cash a check for him, and said to
deponent "It is all right," and handed
to deponent a check annexed to this
complaint, dated February 7 1888, drawn
on the Riverside Bank to the order of
Andrew Carr, purporting to be signed
by H. J. Sandford. Deponent sent
the said check to said bank for collection
and it was returned to him unpaid
with the endorsement "No such account"
wherefore deponent charges that the
said check was false and
fraudulent, and that the defendant was
guilty of larceny of the said fifty dollars.
Henry Stillgebauer

Sworn to before me, this _____ day of _____ 1888

Police Justice.

0349

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK. } ss.

Andrew Carr

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

Question. What is your name?

Answer. *Andrew Carr*

Question. How old are you?

Answer. *38 years*

Question. Where were you born?

Answer, *U. S.*

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

Answer. *606 8th Avenue - 2 years*

Question. What is your business or profession?

Answer, *Truckman*

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*
Andrew Carr

Taken before me this *1* day of *April* 188*8*

[Signature]

Police Justice.

0560

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Hillgebauer
13 3rd St. W. 39
Andrew Carr

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

Feb 12

1888

Magistrate.

White
Robt W Clarke

Officer.

Witnesses

D. Aik

No.

577 8th St.

Street.

Henry Andel

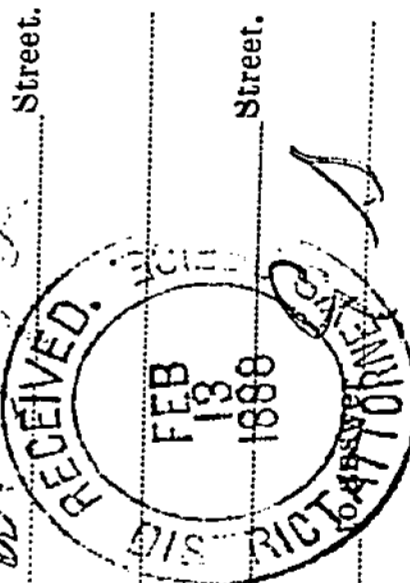
No.

511 W. 9th

Street.

No.

Street.



com

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 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.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

There being no sufficient cause to believe the within named

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

Dated 1888 Police Justice.

Dated 1888 Police Justice.

1550

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Hillgebach
1334 W. 39
Audus Carr

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated Feb 12 1888

White

Robert W. Clark

Magistrate. Officer.

Witnesses

D. Bilk

No. 577 8th St.

Street.

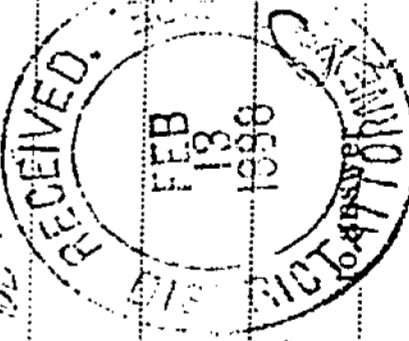
Henry Audal

No. 34 W. 39

Street.

No. 111 W. 39

Street.



COM

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 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 1888

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

Dated 1888

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

Dated 1888

Police Justice.

Court of General Sessions

The People ex rel.
Henry Stillgebauer
agst.
Andrew Carr

by Henry Stillgebauer of New York ss. Henry Stillgebauer
being duly sworn says that he is the
Complainant herein against the defendant
Andrew Carr and who who on such com-
plaints was ~~indicted~~ ^{indicted} for Grand Larceny
under the following circumstances, that
defendant cashed a check for the said
Andrew Carr for the sum of Fifty dollars
which was drawn by H. E. Sanford
to the order of said Andrew Carr for that
amount on the River Side Bank and
was then endorsed over by said Carr
to this defendant, that defendant is
satisfied that the said Carr was
guilty of no criminal intent at the
time of the endorsement over and
cashing of said check and defendant
has no reason to believe that the said
Carr knew at the time that said check
was not good and that the maker
thereof did not have funds in said

Court of General Sessions

The People ex rel.
Henry Stillgebauer
vs.
Andrew Carr

Henry Stillgebauer of New York ss. Henry Stillgebauer
being duly sworn says that he is the
Complainant herein against the defendant
Andrew Carr and who who on such com-
plaints was ~~indicted~~ ^{indicted} for Grand Larceny
under the following circumstances, that
defendant cashed a check for the said
Andrew Carr for the sum of Fifty dollars
which was drawn by N. E. Sanford
to the order of said Andrew Carr for that
amount on the River Side Bank and
was then endorsed over by said Carr
to this defendant, that defendant is
satisfied that the said Carr was
guilty of no criminal intent at the
time of the endorsement over and
cashing of said check and defendant
has no reason to believe that the said
Carr knew at the time that said check
was not good and that the maker
thereof did not have funds in said

Bank with which I met same,
Deponent further says that since
the dishonoring of said check he has
received satisfaction for the amount
thereof, and he is satisfied that the
indictment herein should be quashed

Sworn to before me
this 7th 23. 1888
Wm. H. Gray
Notary Public
N.Y. Co.

Henry Fitz Henry

Left to be read

Bank with which I met same,
Deponent further says that since
the dishonoring of said check he has
received satisfaction for the amount
thereof, and he is satisfied that the
indictment herein should be quashed

Sworn to before me

this July 23, 1888

Wm. C. Brown

Notary Public

N.Y. Co.

Henry Fitz Henry

Exhibit 6

0356

<i>Eighth Street cor. 57th St.</i>	No. <i>1</i>	New York Dec 7 th 1898
	<i>Riverside Bank</i>	
	Pay to the order of <i>Andrew Carr</i> or order	
	<i>Five</i> Dollars	
	<i>\$5.00</i>	<i>A. J. Sanford</i>
<small>STEWART WARREN & CO. 470 BROADWAY N.Y.</small>		

0357

<i>Eighth Street 57th St.</i>	No.	New York	Dec 7 th	1888
	<i>Riverside Bank</i>			
	Pay to the order of <i>Samuel C. ...</i>			
	<i>Six</i> Dollars			
	<i>\$50</i>			

STANDARD BANKING CO. 170 BROADWAY N.Y.

0358

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

Andrew Rann

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

Andrew Rann

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

The said *Andrew Rann*,

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *February*, in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, with force and arms, with intent to deprive and defraud *Thomas J. Fether and Henry Skidgobauer, co-partners in trade, carrying on business in and by the firm name and style of Fether and Skidgobauer*, — of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to *his* own use, did then and there feloniously, fraudulently and falsely pretend and represent to *the said Henry Skidgobauer*, —

That a certain paper purporting in the words and figures following, to wit:

No.

New York Feb 4th 1888

Riverside Bank

Pay to the order of Andrew Rann on order

Fifty *—————* *100* *Dollars*

\$50.00

H. J. Sanford.

which the said Andrew Rann then and there produced and delivered to the said Henry Skidgobauer, was then and there a good and valid order for the payment of money and of the value of *fifty* dollars.

By color and by aid of which said false and fraudulent pretenses and representations, the said *Andrew Lane* —
 did then and there feloniously obtain from the possession of the said *Henry
 Stiegelbauer*, the sum of fifty
 dollars in money, lawful money
 of the United States, and of the
 value of fifty dollars.

of the proper moneys, goods, chattels and personal property of the said *Thomas
 Jetter* and *Henry Stiegelbauer*,
 —, with intent to deprive and defraud the said
Thomas Jetter and *Henry Stiegelbauer*
 of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact, the said *paper instrument*
 the said *Andrew Lane* as so described
 then and there produced and delivered
 to the said *Henry Stiegelbauer* was
 not then and there a good and valid
 order for the payment of money, and
 was not of the value of fifty dollars,
 or of any value whatsoever, but was
 in truth wholly void and worthless,

And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said *Andrew Parr* - to the said *Henry S. Killgoburner* was and were then and there in all respects utterly false and untrue, as *he* the said *Andrew Parr* - at the time of making the same then and there well knew.

And so the Grand Jury aforesaid do say : That the said *Andrew Parr*, on - the day and year first aforesaid, at the City and County aforesaid, in the manner and form aforesaid, and by the means aforesaid, with force and arms, the said proper moneys, goods, chattels and personal property of the said *Thomas J. Jeter* and *Henry S. Killgoburner* - then and there feloniously did STEAL, against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

JOHN R. FELLOWS.

~~RANDOLPH B. MARTINE,~~

District Attorney.

0361

BOX:

295

FOLDER:

2809

DESCRIPTION:

Carroll, John

DATE:

02/21/88



2809

POOR QUALITY
ORIGINAL

0362

No 434

Witnesses;

R. Smith
J. Schmitt
Thos. Kelly

Counsel,

Filed 21 day of Feb 1888

Pleads,

THE PEOPLE
vs.
John Carroll
Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 530, — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm Woodruff
Feb 23/88 Foreman.
Charles J. Kelly
S.P. 3 years.

POOR QUALITY
ORIGINAL

0363

No 434

Witnesses;

R. Smith
J. Schmitt
Thos. Kelly

Counsel,

Filed 21 day of Feb 1888
Pleads,

vs.
THE PEOPLE
vs.
John Carroll
Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 530, — Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm Woodruff
Feb 23/88 Foreman.
Charles J. Kelly
S.P. 3 years.

0364

Police Court—3rd District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Robert Smith

of No. 41 Bowery Street, aged 42 years,
occupation pedlar being duly sworn

deposes and says, that on the 26 day of December 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession

person of deponent, in the night time, the following property viz:

four and twenty money to the
amount and value of four
dollars and eighty cents

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 John Carroll, now here,

from the fact that while
deponent sat asleep in a
chair in said premises the
said deponent stole said
money out of the left pocket
of the pants then upon the
person of deponent. That this
deponent so charges from
the fact that John Schmitt
here present, saw him with
his hands searching deponent's
clothing while deponent so
slept as Mr. Schmitt informs
deponent, and from the further

Subscribed before me, this

1887

Notary Public.

0365

fact that Thomas Kelly, here
present, informs deponents that
the deponents, Carroll, admitted
to him, said Kelly, that he had
or stolen said money.

Sworn & signed me this Robert Smith
18th of May 1888

John Peterson 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
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 1888 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 he to be discharged.
Dated 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

vs.

1

2

3

4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$

to answer

Sessions.

0366

CITY AND COUNTY }
OF NEW YORK, } ss.

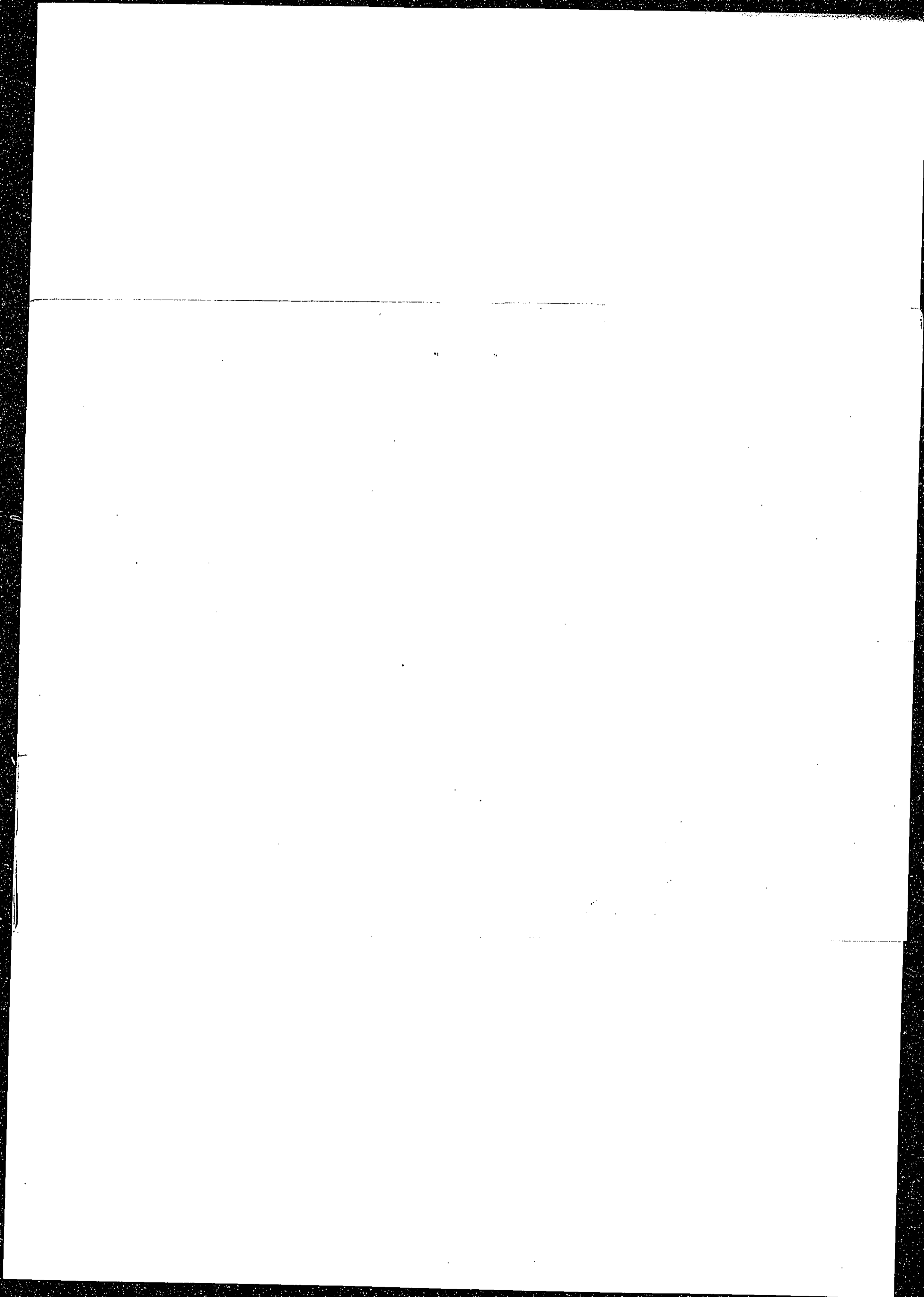
aged 30 years, occupation John Schmidt
Hotel Keeper of No. 41 Bowery
Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Robert Smith
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of February 1888

John Schmidt
J. M. Patterson
Police Justice.

0367



0368

Sec. 198-200

3

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

John Carroll 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.

John Carroll

Question. How old are you?

Answer.

25 years of age

Question. Where were you born?

Answer,

New York State

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

Answer.

53 Bowry, one week

Question. What is your business or profession?

Answer,

Waiter

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. That is all I have to say.**John Carroll*

Taken before me this

day of

188

John P. H. H. H.
Police Justice.

0369

Sec. 198-200

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK. } ss.

John Carroll 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.

John Carroll

Question. How old are you?

Answer.

25 years of age

Question. Where were you born?

Answer.

New York State

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

Answer.

53 Bowery, one week

Question. What is your business or profession?

Answer.

Waiter

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. That is all I have to say.

John Carroll

Taken before me this

day of

188

John J. McGuire
Police Justice.

0770

Dated 188 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 188 Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 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
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.

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert Smith
41 Bowery
John Carroll

Offence
The Prison

Dated February 18 1888

Magistrate.

Holland

Officer.

Precinct.

Witnesses John Schmitt

No. 41 Bowery

Street.

Thomas Kelly

No. 41 Bowery

Street.

No. 1000.

Street.

RECEIVED. FEB 20 1888 DISTRICT CLERK

CLERK

CLERK

CLERK

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Randall

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

John Randall —

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

The said *John Randall*.

late of the City of New York, in the County of New York aforesaid, on the *twenty ninth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*seven*, in the *night* time of the said day, at the City and County aforesaid, with force and arms,

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 and value of *Two* dollars each; *Two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *Two* dollars each; *Two* United States Silver Certificates of the denomination and value of *Two* dollars each; *Two* United States Gold Certificates of the denomination and value of *Two* 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 and value of *one* dollar each; *Four* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *one* dollar each; *Four* United States Silver Certificates of the denomination and value of *one* dollar each; *Four* United States Gold Certificates of the denomination and value of *one* dollar each; —

and *divers* coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *four* dollars and *eighty* cents, —

of the goods, chattels and personal property of one *Robert Smith* —
on the person of the said *Robert Smith* —

then and there being found, from the person of the said *Robert Smith* —
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 R. Hellams,
Robert Hellams

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Randall

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

John Randall

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

The said *John Randall*.

late of the City of New York, in the County of New York aforesaid, on the *twenty-fifth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-~~seven~~, in the *night* time of the said day, at the City and County aforesaid, with force and arms,

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 and value of *Two* dollars each; *Two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *Two* dollars each; *Two* United States Silver Certificate of the denomination and value of *Two* dollars each; *Two* United States Gold Certificate of the denomination and value of *Two* 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 and value of *one* dollar each; *Four* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *one* dollar each; *Four* United States Silver Certificate of the denomination and value of *one* dollar each; *Four* United States Gold Certificate of the denomination and value of *one* dollar each; —

and *divers* coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *four* dollars and *eighty* cents, —

of the goods, chattels and personal property of one *Robert Smith* —
on the person of the said *Robert Smith* —

then and there being found, from the person of the said *Robert Smith* —
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 R. Kellows,
Robert Kellows

0373

BOX:

295

FOLDER:

2809

DESCRIPTION:

Carroll, Patrick

DATE:

02/08/88



2809

0374

BOX:

295

FOLDER:

2809

DESCRIPTION:

Gaffney, Patrick

DATE:

02/08/88



2809

0375

BOX:

295

FOLDER:

2809

DESCRIPTION:

Reilly, Patrick

DATE:

02/08/88



2809

Witnesses;

Counsel,

Filed

day of

188

Pleads,

Chazmely (9)

THE PEOPLE

vs.

Patrick Carroll

alias Patrick Gaffney and

Patrick Kelly alias

Joseph Henry

(two cases)

PETIT LARCENY, &c.
[Sections 528, 532, 554 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. H. Farnham

Foreman.

Part III February 14/88

No 1 Tried and acquitted

No 2. Tried and convicted.

No 2. Pen. 1 yr. 6 mos.

0376

0377

Witnesses :

Counsel,

Filed

Pleads,

day of *Feb* 188*8*

Chicago - 11/9

THE PEOPLE

vs.

Patrick Carroll

alias

Patrick Gaffney and

Patrick Kelly alias

Joseph Henry

(two cases)

[Sections 528, 532-554 Penal Code]

PETIT LARCENY, &c

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. H. Burton

Foreman.

Part III February 14/88

No 1 Tried and acquitted

No 2. Tried and convicted.

No 2. Rem. 1 yr. P.S. M.

0378

Witnesses ;

Counsel, *J. P. 42*
Filed *17* day of *Feb* 188*8*
Pleads, *Chicago, Ill.*

THE PEOPLE
vs.
Patrick Carroll
alias
Patrick Gaffney and
Patrick Kelly, alias
Joseph Barry
(two cases)

PETIT LARCENY.
[Sections 528, 532-534 Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

J. P. 42
Foreman.
Part III February 17/88
No 1 Tried and acquitted
No 2. Tried and convicted
No 2. Rem. 146. P. S. M.

Police Court— 4 District. Affidavit—Larceny.

City and County
of New York, } ss.

of No. 482 Third Ave Street, aged 26 years,
occupation Arts being duly sworn

deposes and says, that on the First day of February 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

One Over Coat
One Under Coat
One Pair of pants
One Hat
One gold plated Locket and
One Gold plated Chain
all together of the value of
forty dollars \$40.00

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 Patrick Carroll alias Patrick
Gaffney and Patrick Reilly alias Joseph
Carry (both now here), from the fact
that in the morning of the above date at
about 6³⁰ O'clock deponent left all
the above described property in his
room located in the front part of
the 2^d floor of premises No 482 Third
Avenue and when he returned at about
11³⁰ O'clock P.M. of the same day he
missed said property. Deponent
is informed by Lizzie Ryan of No
310 East 33rd Street that she saw each
of said defendants at about noon
of 12 O'clock noon of said date standing

Sworn to before me, this

188

Police Justice.

0380

Police Court—

District—

Affidavit—Larceny.

City and County
of New York, } ss.

of No. H 82 Third Ave Street, aged 26 years,
occupation Writer being duly sworn

deposes and says, that on the First day of February 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

One Over Coat
One Under Coat
One Pair of pants
One gold plated Locket and
One gold chain
all together of the value of
forty dollars \$40.00

the property of

John J. Carroll

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 Patrick Carroll alias Patrick
Gaffney and Patrick Rully alias Joseph
Carry (both now here), from the fact

that in the morning of the above date at
about 6³⁰ o'clock deponent left all
the above described property in his
room located in the front part of
the 2^d floor of premises No 82 Third
Avenue and when he returned at about
11³⁰ o'clock PM of the same day he
missed said property. Deponent
is informed by Lizzie Ryan of No
310 East 33rd Street that she saw each
of said defendants at about 2
12 o'clock noon of said date.

Subscribed to before me, this

188

Police Justice.

in the hallway of said 1183 Third Avenue
Acting in Concert with each other
Deponent is further informed by
Officer Ralph Lott of the 27th
Precinct that he arrested each of
said defendants charging them
with being intoxicated and that
he found concealed upon the
person of said defendant Patrick
Carroll alias Patrick Gaffney a
pawson ticket representing a pair
of pants and a vest which deponent
has since seen and fully identifies
as a part of the above described
property that was taken stolen
and carried and therefore charges
each of said defendants with Acting
in Concert with each other and
prays that they each be held to
answer.

Subscribed before me
this 2 day of February 1884 ✓ Owen Meehan
J. M. Meehan
Police Justice

0382

in the hallway of said 483 Third Avenue
acting in concert with each other.
Deponent is further informed by
Officer Paul Lott of the 24th
Precinct that he arrested each of
said defendants charging them
with being intoxicated and that
he found concealed upon the
person of said defendant Patrick
Carroll alias Patrick Gaffney a
paw ticket representing a pair
of pants and a vest which deponent
has since seen and fully identifies
as a part of the above described
property that was taken stolen
and carried and therefore charges
each of said defendants with acting
in concert with each other and
proves that they each be guilty
of the same.

Sworn to before me
this 2 day of February 1934
Wm. Harrison
J. J. [illegible]

✓ Run McLean

0383

CITY AND COUNTY }
OF NEW YORK, } ss.

Lizzie Ryan
aged *13* years, occupation *Servant girl* of No. *30 East 33*
Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *John McMan*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

Lizzie Ryan

John McMan
Police Justice.

0384

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Police Officer of No. the 21st Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Owen Meghan

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 29

day of February 188 8

Charles Lott
Police Justice.

0385

Sec. 198-200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick Gaffney 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.

Patrick Gaffney

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

No 340 East 23rd St 2 weeks

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 may think will tend to your
exculpation?

Answer.

I am not guilty

✓ Pat Gaffney

Taken before me this

Police Justice.

0386

Sec. 108-200.

H. District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Joseph Carey 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. *Joseph Carey*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *1340 East 23rd St New York*

Question. What is your business or profession?

Answer. *Labourer*

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you may think will tend to your exculpation?

Answer. *I am not guilty*

✓

J. Joseph Carey

Taken before me this

day of

188

Police Justice.

7880

Dated 1888 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 1888 Police Justice.

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

Dated 1888 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 Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

108/ 218
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carver Meekins
482nd - 3rd St
Patricia Canale
Patricia Gaffney
Patricia Kelly
Joseph Carey

Offence

Dated February 2, 1888

Magistrate.

Officer.

Precinct.

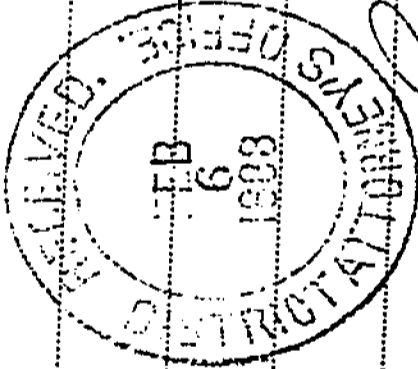
Witnesses

No. 310 6 33rd St

No. Street.

No. Street.

\$ 1000 to answer



BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

0388

108 / 218
Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Queen Meekhan
482-3rd
Patrick Canall
Patrick Gaffney
Patrick Kelly
James Carey

Dated *February 28* 188*8*

Magistrate
Officer
Precinct

Witnesses
No. Street

No. Street

No. Street
to answer

BAILED,
No. 1, by
Residence Street
No. 2, by
Residence Street
No. 3, by
Residence Street
No. 4, by
Residence 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
William
guilty thereof, I order that he be held by 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 *February 28* 188*8* Police Justice.
I have admitted the above-named
to bail to answer by the undertaking hereto annexed.
Dated *February 28* 188*8* 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 *February 28* 188*8* Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Carroll otherwise called Patrick Gaffney, and Patrick Reilly otherwise called Joseph Carey

The Grand Jury of the City and County of New York, by this indictment, accuse *Patrick Carroll otherwise called Patrick Gaffney and Patrick Reilly otherwise called Joseph Carey* of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Patrick Carroll otherwise called Patrick Gaffney and Patrick Reilly otherwise called Joseph Carey*

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

One overcoat of the value of twenty dollars,

One coat of the value of five dollars,

One pair of pants of the value of five dollars,

One vest of the value of four dollars,

one locket of the value of three dollars and

One chain of the value of three dollars

of the goods, chattels and personal property of one *Owen Meehan*

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.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
Patrick Carroll, otherwise called Patrick Gaffney
and Patrick Reilly otherwise called Joseph Carey
 of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Patrick Carroll, otherwise called Patrick Gaffney*
and Patrick Reilly otherwise called Joseph Carey

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,

One overcoat of the value of twenty
dollars,
One coat of the value of five dol-
lars,
One pair of pants of the value of
five dollars
One vest of the value of four dol-
lars
One locket of the value of three
dollars, and
One chain of the value of three dollar,

of the goods, chattels and personal property of one *Owen Meehan*

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

unlawfully and unjustly, did feloniously receive and have; the said *Patrick*
Carroll otherwise called Patrick Gaffney and
Patrick Reilly otherwise called Joseph Carey
 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.

Police Court— H District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 489 Third Ave Street, aged 35 years,
occupation Artist being duly sworn

deposes and says, that on the 31st day of February 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent in the day time, the following property viz :

One Over Coat and
One pair of pants together
of value of twenty dollars
\$20.00

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

Patrick Carroll alias Patrick
Gaffney and Patrick Reilly alias Joseph
Carey (both now here) from the fact
that on the morning of the above date
at about 5³⁰ O'clock Deponent left the
above described property in his room
located in the back part of the 2^d
floor of premises No 489 Third Avenue
and when he returned at about 6⁰⁰
O'clock PM of the above date he
missed said property. Deponent
is informed by Lizzie Ryan of
No 310 East 53rd Street that she saw
each of said defendants acting in
concert with each other at about

Sworn to before me, this

1888

day

Police Justice.

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 489 Third Ave Street, aged 35 years,
occupation Artist being duly sworn

deposes and says, that on the 21st day of February 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent in the day time, the following property viz :

One Over Coat and
One pair of pants together
of the value of twenty dollars

the property of James Larkin

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 Patrick Carroll alias Patrick

Gaffney and Patrick Reilly alias Joseph
Carey (both now here) from the fact
that on this morning of the above date
at about 5³⁰ O'clock deponent left the
above described property in his room
located in the back part of the 2^d
floor of premises No 489 Third Avenue
and when he returned at about 6⁰⁰
O'clock PM of the above date he
missed said property. Deponent
is informed by Lizzie Ryan of
No 310 East 33^d Street that she saw
each of said defendants acting in
concert with each other at about

Sworn to before me, this

1888

Police Justice.

Police Court—4th District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 487 Third Ave Street, aged 35 years,
occupation Porter being duly sworn

deposes and says, that on the 21st day of February 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent in the day time, the following property viz:

One Over Coat and
One pair of pants together
of the value of twenty dollars
\$20.00

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

Patrick Carroll alias Patrick
Gaffney and Patrick Reilly alias Joseph
Carey (both now here) from the fact
that on the morning of the above date
at about 5³⁰ o'clock deponent left the
above described property in his room
located in the back part of the 2^d
floor of premises No 487 Third Avenue
and when he returned at about 6⁰⁰
o'clock PM of the above date he
missed said property. Deponent
is informed by Lizzie Ryan of
No 310 East 53rd Street that she saw
each of said defendants acting in
concert with each other at about

Sworn to before me, this

1888

day

Police Justice.

12 O'clock noon of the above date
in the hallway of the above numbered
premises -

Deponent is further
informed by Officer Charles Lott
of the 2nd Precinct that he arrested
each of said defendants upon a charge
of intoxication and that concealed
upon the person of said Carroll
alias Gaffney he found two pawn
tickets one representing said coat
and one representing said pants -
each of which deponent has since
seen and fully identifies as his
property -

Whereupon deponent charges
each of said defendants with acting
in concert with each other and
with taking stealing and carrying
away the aforesaid property and
prays that they each be held to answer,

Sworn to before me
this 2 day of February 1888 } James Larkin
his
Police Justice mark

12 O'clock noon of the above date,
in the hallway of the above numbered
premises -

Deponent is further
informed by Officer Charles Lott
of the 24th Precinct that he arrested
each of said defendants upon a charge
of intimidation and that concealed
upon the person of said Carroll
alias Gaffney he found two pawn
tickets one representing said coat
and one representing said pants -
each of which deponent has since
seen and fully identifies as his
property -

Wherefore deponent charges
each of said defendants with acting
in concert with each other and
with taking stealing and carrying
away the aforesaid property and
prays that they each be fined \$1000.

Sworn to before me
this 2 day of February 1888 James Larkin
Notary Public

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation

Charles Lott
Police Officer of No

the 21st Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James Larkin
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of February 1888

2

Charles Lott

Wm. W. Wm.
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation

Charles Lott
Police Officer of No

the 21st Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

James Larkin

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

2

day of February 188

Charles Lott

Wm. T. [Signature]
Police Justice.

0398

CITY AND COUNTY }
OF NEW YORK, } ss.

Lizzie Ryan
aged 13 years, occupation Servant girl of No. 310 East 33^d Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *James Larkin*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

Wm. Murray
Police Justice.

0399

Sec. 198-200.

H District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Patrick Gaffney 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.

Patrick Gaffney

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

No 340 East 23 St. Dances

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 may think will tend to your exculpation?

Answer.

I am not guilty

✓ Sat gaffney

Taken before me this

188
Police Justice.

0400

Sec. 198-200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Carey 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. *Joseph Carey*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *No 340 East 23rd Street*

Question. What is your business or profession?

Answer. *Labourer*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you may think will tend to your
exculpation?

Answer. *I am not guilty*✓ *Joseph Carey*

Taken before me this

188

Police Justice.

10401

Dated 188 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 188 Police Justice.

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 188 Police Justice.

the City Prison of the City of New York, until he give such bail.

Hundred Dollars, and be committed to the Warden and Keeper of

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Larkin
482.3 ave
Patrick Carroll
alias
Patrick Gaffney
Patrick Kelly
Joseph Barry

Dated February 2, 1888

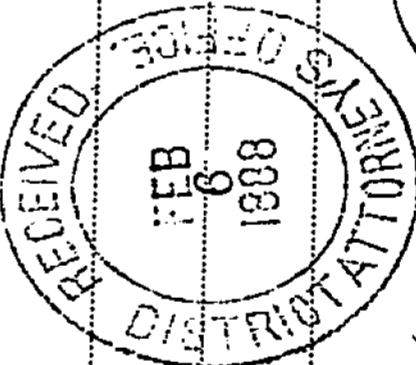
Magistrate.

Officer.

Precinct.

Witnesses

No. 306 33 Street.



Street.

Street.

No. 572 to answer

(Cm) P.F.

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0402

Dated 188 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 188 Police Justice.

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 188 Police Justice.

the City Prison of the City of New York, until he give such bail.

Hundred Dollars, and be committed to the Warden and Keeper of

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

108/ 4 218
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James Larkin
482.3 ave
Patrick Carroll
alias
Patrick Gaffney
Patrick Kelly
Joseph Carey
Offence

Dated February 28 188
Magistrate.
Murray
Lott
Officer.
Precinct.

Witnesses
No. 40 E 33rd Street.

No. Street.
RECEIVED
FEB 6 1898
STATISTICS

No. Street.
\$ 500 each to answer

(Cm)

BAILED,
No. 1, by
Residence Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

0403

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

Patrick Carroll ^{against} *otherwise called*
Patrick Gaffney and Patrick
Rielly otherwise called Joseph
Carey

The Grand Jury of the City and County of New York, by this indictment, accuse
Patrick Carroll otherwise called Patrick Gaffney
and Patrick Rielly otherwise called Joseph Carey
of the CRIME OF PETIT LARCENY committed as follows:

The said *Patrick Carroll otherwise called Patrick Gaffney*
and Patrick Rielly otherwise called Joseph Carey

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

One over-coat of the value of
fifteen dollars, and

One pair of pants of the value of
five dollars

of the goods, chattels and personal property of one

James Larkin

then and there being found, then and there unlawfully 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.

SECOND COUNT---

And the Grand Jury aforesaid, by this indictment, further accuse the said *Patrick Carroll otherwise called Patrick Gaffney and Patrick Reilly otherwise called Joseph Carey* of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Patrick Carroll, otherwise called Patrick Gaffney and Patrick Reilly otherwise called Joseph Carey* 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,

*One overcoat of the value of fifteen dollars, and
One pair of pants of the value of five dollars*

of the goods, chattels and personal property of one *James Larkin*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before unlawfully stolen, taken and carried away from the said *James Larkin* -

unlawfully and unjustly, did feloniously receive and have; the said *Patrick Carroll otherwise called Patrick Gaffney and Patrick Reilly otherwise called Joseph Carey* then and there well knowing the said goods, chattels and personal property to have been unlawfully 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.

0405

BOX:

295

FOLDER:

2809

DESCRIPTION:

Carty, James

DATE:

02/14/88



2809

WITNESSES:

Off Mr Garry

Counsel,

Filed 14 day of July

1888

Pleads

Chiquita 117

THE PEOPLE,

vs.

B

James Garry

Violation of Excise Law.

(Bellington Sunday, &c.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and
page 1989, Sec. 5.]

JOHN R. FELLOWS,

~~JOHN R. FELLOWS~~ B. MARINE,

*Pr July 28/88 District Attorney.
transferred to Ch. of S. I. for
trial of Case*

A TRUE BILL.

G. J. Garry
Foreman.

WITNESSES:

Off Mr Gary

Counsel,

Filed 4 day of July

1888

Pleads

Joseph 117

THE PEOPLE,

vs.

B

James Bartley

Violation of Excise Law.

(Bellington Sunday & Co.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and
page 1989, Sec. 5.]

JOHN R. FELLOWS,

~~ROBERT B. MARLINE,~~

Pr July 28/88 District Attorney.
Transferred to Ch. of S. of. for
trial to be done
A True Bill.

G. J. H. Aven
Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs

against

James Carty
Defendant.

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

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

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

SECOND COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John R. Fellows
RANDOLPH B. MARTINE,

District Attorney.

0409

BOX:

295

FOLDER:

2809

DESCRIPTION:

Chandless, John

DATE:

02/14/88



2809

Witnesses:

Off Leeson

*I recommend removal of
within indictment
Feb 24/88. H. B. Baker
D. B. B. R.*

Counsel,
Filed, *14* day of *July* 188*8*
Pleads, *Chargingly 117*

*Mr 2197
C. A. W. W. W.*

THE PEOPLE,

vs.

B

John Handless

VIOLATION OF EXCISE LAW
(Keeping Open on Sunday.)
(III Rev. Stat., 7th Edition), page 1869, Sec. 5)

JOHN R. FELLOWS.

RANDOLPH B. MARFINE,

District Attorney.

A True Bill.

G. G. Fenn

*On recom. of dist. atty,
indict. clks, P. B. M.*

0410

Witnesses:

Off Leeson

I recommend removal of
within indictment
Feb 22/88. RR Baker
DAOR

AP 219
C. N. Wood

Counsel,

Filed, 14 day of May 1888

Pleads,

Chargeably 117

THE PEOPLE,

vs.

B

John Chardless

VIOLATION OF EXCISE LAW
(Keeping Open on Sunday.)
(Ill. Rev. Stat., 7th Edition, page 1889, Sec. 6)

JOHN R. FELLOWS,

RANDOLPH B. MARFINE,

District Attorney.

A True Bill.

G. J. Haven

On recom. of dist. atty,
indict. clks. RB. M.
Foreman.

0411

04 12

Excise Violation-Keeping Open on Sunday.

POLICE COURT- 2 DISTRICT,City and County } ss.
of New York,George J. Leeson
of No. 1511. Precinct Police Street,of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 22 day
of January 1888 & in the City of New York, in the County of New York,Colm Candles (now here)
being then and there in lawful charge of the premises No. 6 West Third
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.WHEREFORE, deponent prays that said
may be arrested and dealt with according to law.Sworn to before me, this 23 day }
of January 1888 }George J. Leeson
Sam'l Claffey Police Justice.

0413

Sec. 108-200

CITY AND COUNTY }
OF NEW YORK. } ss.

2 District Police Court.

John Chandlee being duly examined before the undersigned, according to law, on the annexed charge, and being informed that it is h right to make a statement in relation to the charge against h that the statement is designed to enable h if he see fit to answer the charge and explain the facts alleged against h that he is at liberty to waive making a statement, and that h waiver cannot be used against h 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 and demand a trial by jury*

John Chandlee

Taken before me this

22

day of

January

1888

James M. McQuinn
Police Justice.

4140

Dated 1888 Police Justice.

guilty of the offence within mentioned, I order h to be discharged.

There being no sufficient cause to believe the within named

Dated Jan 23 1888 Police Justice.

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated Jan 23 1888 Police Justice.

the City Prison of the City of New York, until he give such bail.

Hundred Dollars, and be committed to the Warden and Keeper of

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

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

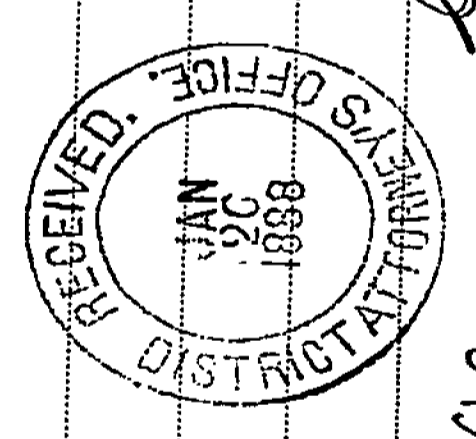
committed, and that there is sufficient cause to believe the within named

Police Court 2 District 156

THE PEOPLE, &c.,
ON THE COMPLAINT OF
George J. Leeson
vs.
John Chandelero

Dated January 23 1888
Magistrate.
No. 15
Decent
Officer.
Precinct.

Witnesses
No. Street.
No. Street.
No. Street.
No. Street.
\$ 100 to answer
Bail



BAILED,
No. 1, by Emil J. Pauley
Residence 201 Wacker Street
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

5140

Dated 1888 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 Jan 23 1888 Police Justice.

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

Dated Jan 23 1888 Police Justice.

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

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

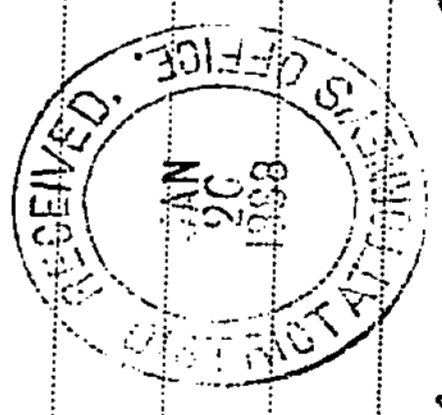
BAILED,
No. 1, by Emil J Paulsen
Residence 201 Wacker Street
No. 2, by
Residence Street
No. 3, by
Residence Street
No. 4, by
Residence Street

Police Court 2 District 156

THE PEOPLE, &c.,
ON THE COMPLAINT OF
George L. Leeson
vs.
Edm Brandless

Dated January 23 1888
No. 15
Leeson
Magistrate.
Officer.
Precinct.

Witnesses
No. Street.
No. Street.
No. Street.
\$ 100 to answer
Bailed



04 16

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs

against

John Chandler
Defendant.

The Grand Jury of the City and County of New York. by this indictment accuse the above named defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant late of the City of New York, in the County of New York, aforesaid, on the *twenty-second* day of *January* in the year of our Lord one thousand eight hundred and eighty-*eight*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did open, and cause and procure, and suffer and permit, to be open, and to remain open ; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Fellows,

~~RANDOLPH B. MARTINE~~, District Attorney.

04 17

BOX:

295

FOLDER:

2809

DESCRIPTION:

Clany, John

DATE:

02/01/88



2809

Witnesses:

John Clary
Martin H. Hines
James Fletcher
Wm. J. Hart
Chas. J. Bushley
J. K. Hain
Conductor Groves

Bail fixed at

\$2500.

H.K.V.

Wm. J. Pearson
26 West 20th and
George A. Balheimer
60 Broadway St

Counsel,
Filed,

day of July 1888

Pleads, that Henry (his) with head
to fire a hammer until they ss.

THE PEOPLE

Sworn to by
John Clary

John Clary

~~John Clary~~

John C. Groves

District Attorney

Wm. J. Pearson

Sworn to by Court for 24th Sept 1888

A True Bill

Edward J. Fox

Wm. J. Pearson

Part of September 24th 1888

Dependent discharged on his
own recognizance

Section 100 - Penal Code

0419

Witnesses:

John Glary
Martin H. H.
Lynes Fletcher
Chas. J. Hart
Chas. J. Bushley
L. K. Hain
Conductor Grover

Bail fixed at
\$2500.
H.H.

by
Thos. F. Pearson
26 West 20th and
George L. Balheimer
60 Forsyth St

490

Counsel,
Filed day of Feb 1888
Pleads, John Glary (by) with leave
to file a Verdict until Aug 18.

THE PEOPLE

Sw. J. Conner
P

John Glary

Section 127 - Penal Code.

John R. Sadler
RECEIVED

District Attorney.

Em. Jan 31/88

A True Bill.

Edward J. Fox

W. J. Fox Foreman.

Part of September 24/88.

Defendant discharged on his
own recognizance

Witnesses:

John Clary
Martin H. H. H.
Lynes L. L. L.
Shas L. L. L.
Chas L. L. L.
L. K. H. H.
Conductor Groves

Baildredal
\$2500.
H. H. H.

by
Thos. L. L. L.
26 West 20th and
George L. L. L.
60 Horeyths

POOR QUALITY
ORIGINAL

0420

490
491 W.
Counsel,
Filed day of
Pleads, not guilty (be) with leave
to file a return within 48.

THE PEOPLE,
Sworn
John Clary,
Section
Penal Code.

RANDOLPH B. B. B.

District Attorney.

em. Jan 31/88

A True Bill.

Edward L. L.

Foreman.

Part # September 24/88

Defendant's name
and recognition

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss:

AN INQUISITION.

Taken at the Coroners Office

No. 67 Park Row Street, in the 4 Ward of the City of New York, in the County of New York, this 20 day of January in the year of our Lord one thousand eight hundred and 88 before

FERDINAND EIDMAN, Coroner, of the City and County aforesaid, on view of the Body of Kate Shean

now lying dead at

Upon the Oaths and Affirmations of Ten good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Kate Shean came to her death, do upon their Oaths and Affirmations, say: That the said Kate Shean came to her death by

Injuries, received by being

thrown or drawn under one of the Cars of the Manhattan Elevated R.R. Co. at 93rd St and 9th Ave, on January 10/88 about 6:15 PM. We believe that owing to the carelessness or negligence of the guard between the 2nd + 3rd Cars of the train the said R.R. Co. is responsible for her death.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition set our hands and seals, on the day and place aforesaid.

JURORS.

H.R. Hooy 224-6 th Ave	Chas A Ives 232-6 th Ave
Joseph Keely 260-6 th Ave	Robert Chasman 300 6 th Ave
Mc Ambros 256 6 th Ave	J.W. Woods 211-6 th Ave
George Wolf 253 6 th Ave	Gilbert Wood 172 6 th Ave
Henry Albers 186 6 th Ave	
John J. Daly 256 6 th Ave	

Ferdinand Eidman

CORONER, E. S.

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss:

AN INQUISITION.

Taken at the Coroners Office

No. 67 Park Row Street, in the 4th Ward of the City of New York, in the County of New York, this 20 day of January in the year of our Lord one thousand eight hundred and 88 before

FERDINAND EIDMAN, Coroner,

of the City and County aforesaid, on view of the Body of Kate Shean

now lying dead at

Upon the Oaths and Affirmations of

Three

good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Kate Shean came to her death, do upon

their Oaths and Affirmations, say: That the said Kate Shean came to her death by

Signer received by being thrown or drawn under one of the Cars of the Manhattan Elevated R.R. Co. at 93rd and 94th Sts. on January 10/88 about 6.15 P.M. We believe that owing to the carelessness or negligence of the guard between the 2nd & 3rd Cars of the train the said R.R. Co. is responsible for her death.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition set our hands and seals, on the day and place aforesaid.

JURORS.

H.R. Hooy 224-6th Ave
Joseph Kelly 700-6th Ave
Mcambas 236 60th St
George Wolf 253 4th St
Henry Albers 186 6th Ave
John J. Daly 236 6th Ave
Chas A Lvs 232-6th Ave
Robert Chasman 300 6th Ave
J.W. Woods 211-6th Ave
Gibbs & Ward 172 6th Ave

Ferdinand Eidman

CORONER, E. S.

POOR QUALITY
ORIGINAL

0423

TESTIMONY.

Sworn to before me,

this

day of

188

Amelia and Dickson

CORONER.

0424

Coroner's Office.

TESTIMONY.

Officer Adelbert Isbell 26th Precinct being sworn says: On January 10/88 at 6.15 P.M. I was on 9th Ave near 93rd St. going on post when I was informed that an accident had happened at the E.C. R.R. Station at 93rd St and 9th Ave, ^{I went there} where I found the deceased Kate Shean lying on the track dead between two wheels of one of the Cars. I went to the Station House and got a stretcher and returned to 93rd St and took the body to the Station House.

Adelbert Isbell

Taken before me

this 20 day of January 1888

Frederick D. Dineen CORONER.

Coroner's Office,

TESTIMONY.

2

John Clary being sworn says:
I am at 417 W. 41st St. I am guard
on El RR. On Jan'y, 10/18 bet 6 & 7⁰⁰_{AM}
I was on the train. We came from
135th St and at 93rd St & 9th Ave. we
let the passengers off - & let some
passengers on, when everything was
all right I got the signal from the
rear guard, then I gave the signal
to the Conductor - with that the
train moved on - I had the gates
closed first before I gave the signal.
The train was in motion when this
lady appeared & put her hand on
the 3rd Car gate. With that I told
her to go away she was too late
She kept hold of the gate about
^{the length of} 2 or 3 steps, Her foot went between
the platform and the Car, with
that she went down, When I saw
her go down I gave the signal to stop
the Car. My gate stopped opposite
the waiting room, The train had moved
half a Car length before it stopped.
We uncoupled the cars and brought
the lady out. She was under the two
first wheels of the 3rd Car. When they
uncoupled the cars I saw her lying

Taken before me

this day of

188

CORONER.

Coroner's Office,

TESTIMONY.

3

at the wheels, I was the middle guard bet. 2nd & 3rd Cars. There were 4 Cars on train. When I closed the gates I had not seen the deceased - The train was in motion when she put her hand on the gate. I did not see her till then, I am positive of this. It is not true that I took hold of her hands & threw her off & knocked her down. I said to her "Stand off - Lady You're in the way" I was on the platform of the 2nd Car, The deceased got hold of the 3rd Car gate & before I could get near her she was down. The distance between the Car & the platform is about 6 or 7 inches. ^(I am quite sure of this) I did not notice in what manner she fell. she did not go down between the cars. I am quite sure of this. Between the step on the car & the platform is about 3 inches. The deceased was a very slender woman weighing about 120 lbs.

John C. Lewis

Taken before me

this 20 day of January 1888

Charles W. Dickerson CORONER.

Coroner's Office,

TESTIMONY.

Thomas J. Herlihy, being sworn says: I
reside at 444 Washington St. I am
guard on El. R.R. for over 3 years.
On Jan. 10/88 we arrived at 93rd St.
Station 49th Ave. Came to a full stop.
I had no passengers to let off or
take on I gave the signal "all right".
I stopped for probably 15 seconds or
as long as to let passengers on and off.
I looked over the side of my gate
looked along the platform & saw
a lady falling ~~at the car~~ in the
direction of the middle gates.
I reached the bell cord & stopped
the train. It was too late. The
lady had already got under
the wheels. I ~~think~~ ^{am} positively
that the deceased fell between
the car & the platform. I gave the
signal to stop as soon as I saw her
fall. ~~It is possible that deceased~~
The woman did not fall any place
but between the station platform
& the car. The train had not
gone quite half a car's length
before it stopped. She did not
fall between the platforms of the
cars. I don't know if the deceased

Taken before me

this

day of

188

CORONER.

0428

Coroner's Office,

TESTIMONY.

slipped or fell. She fell between
the ~~front~~ car & the platform
this side of the front gate of the
3rd Car. The distance bet. the car
& the platform is about 8 or 9 inches.
When I saw the deceased the train
was in motion she seemed to walk
with the train. I was rear guard on
train. We went down straight to the
Ferry. I don't know if I or the last
witness gave the signal first. The
train was in motion when I saw
deceased. ~~fall~~, I would see
a passenger coming on the platform
^{if she were late} for. The deceased was not carried
beyond the platform. The train
stopped in half the length of 3rd
Car. I was not examined by any lawyer
before I came. I did speak to
Counsel but did not know him as
such at the time. ^{I don't know} The distance bet.
the gate of the car to the wheel of the
car. I don't know which gate she
grasped hold of. The safety gates
were all right at the time. I
had occasion to uncouple them in
order to separate the train.

Taken before me

this 20 day of January 1888

Thos J. Herlihy
CORONER.

0429

Coroner's Office.

TESTIMONY.

Lynes Fletcher being sworn says I reside at 146 W. 100th St I am Engineer on El. R.R. for 11 years. On Jan 10/88 bet 6 & 7 PM I was on duty. At 93rd St. & 9th Ave. we stopped. I received the proper signal & went ahead & then received a stop signal after I had moved about 1/2 car length. I stopped as quick as I could - all told it would reach near a car's length, I saw the passengers run to the doors in the cars, I asked the fireman to take charge of the engine. I started back & met my Conductor on the platform. He told me that there was a lady under the car, I got under the car & crawled on my hands & knees under the car till I found the body. I then got out & cut loose the East side of the train, & the rear guard cut the safety gates on the West side. I then had my fireman to pull the two ^(forward) cars ahead, so that I could examine the position of the lady. I found the body under the pedestal braces of the forward truck of the 3rd Car. We got back

Taken before me

this day of

188

CORONER.

Coroner's Office.

TESTIMONY.

To lift the car to remove the body
The distance between the platform
& the body of the car I think is
nine inches. I don't think it is any less.
That night I dropped a red night
lamp between this same space &
I am quite sure the lamp will measure
9 inches in diameter. I don't know
anything about how the accident
occurred. The distance between
the forward end of the car & the
wheel is about 3 feet. I received
two bells to start and afterwards
one to stop. The bell made the
attempt to ring once after that.
We stopped at the station about
15 seconds. The safety gates
were all right. I cut one of
them & the rear guard cut the
other. Two men pulled the bell.
You can't tell by whom the bell is
rung. The bell was pulled very forcibly
to stop & I stopped.

Lucas Fletcher

Taken before me

this 20 day of January 1888

Charles W. [Signature] CORONER.

Coroner's Office,

TESTIMONY.

f

William Graves being sworn says: I reside at 1307 Lex. Ave. Am Conductor 9th ave. El RR, near 8 years on the train. On Jan. 10th 1888 I was on my post bet the 1st & 2nd Cars. I gave the proper signal to stop the train at 93rd St & 9th Ave. We stopped as near as I can judge bet 10 & 15 seconds. I gave the signal to start & the train started & had gone about half a car length when I noticed the bell cord strike the roof of the car, I then looked through the car door which was closed & noticed middle guard Clary pulling at the rope. The train had gone about 1/2 car length when it stopped suddenly, my both platforms were about 3 feet from the end of the platform when we made the 2nd stop, I then ran back to guard Clary & asked what the matter was. He said a woman had fallen between the cars. ^{I understood him to say that she fell off the car.} I did not see the accident. The distance there is a stop which I cannot say positively say what Clary said to me at the time as I was excited as near as I can judge the distance.

Taken before me

this

day of

188

CORONER.

0432

Coroner's Office

TESTIMONY.

9

bet. the car & the platform is 6 or 8 inches - it might be 9 inches. If my foot was between the car & the platform I would take it out very quickly. The distance between the step of the car & the platform is about 3 or 4 inches where passengers get on and off.

Clary said to me that deceased had fallen between the cars or at the side I am not sure of which as I was excited - My mind is a blank on that point. My impression was that he had said she had fallen between or under the cars. I generally wait till passengers get off before I pull the bell. Sometimes the rear guard will pull the bell & if it is an easy bell it will ring before you are ready. It was not so on this night in question. I made no affidavit for the Coroner & made a statement to Council this A.M. I made my report to the Office before this.

Wm Graves

Taken before me

this 20 day of January 1888

~~Prothonotary~~ CORONER.

Coroner's Office

TESTIMONY.

Martin Stines being sworn says: I reside at 1654-9th Ave. I am gateman on El RR. about 6 years. On Jan'y. 10/88 I was on duty at 93rd St & 94th Ave. The deceased came in. She deposited her ticket in the box. She said to me "I feel poor tonight" "I feel chilled right through" "It appears I can never get warm" I said to her "Madam the cars are warm & you will get warm in the car" She said "No; I think not I'll go into the waiting room & warm" A train then just came to the station. It went away again. Another came & went. The third came & then she came out of the waiting room. She went to get on that train, with the result that you have heard. She went to the gate after the car, the train was in motion. She fell at about 4 or 5 feet from where she put her hand on the gate. She was dragged about 7 feet before she seemed to come in contact with the last gate or North Gate between the 2nd & 3rd Cars. As she seemed to meet that gate platform she seemed to give two turns round

Taken before me

this day of

188

CORONER.

Coroner's Office

TESTIMONY.

Quicker than I could show you & as soon as she escaped the gate platform around to the body of the car, she seemed to sink with force, she went down between the body of the car & the stationary platform abt 40 inches behind the gate. I have been stationed there about 3 years. I have seen all kinds of cars go by. The cars that passed that day. I know them as the old New York Cars. The train that night was made up of such cars. The distance between the car & the platform is bet. 7 & 9 inches. I am positive deceased went down bet. the car & the platform. The train stopped in about 50 feet. Don't know the length of a car. Don't know if it is any longer than 50 feet. I saw her take hold of the rear gate of the 2^d car. The witness is mistaken if he says that deceased got hold of the front platform of the 3^d car. Clary might have spoken to the deceased & I not hear it. I did not see Clary from where I stood. because my attention was drawn to the lady. The train had arrived before deceased

Taken before me

this day of

188

CORONER.

Coroner's Office

TESTIMONY.

12

Came out. Can't say if the train was stopped when she came out. I saw her first about 3 feet from the door. The Car was stopped then. ~~My~~ My back is not always turned to the cars. After I shut the gate I generally looked along the platform, I saw deceased about 3 feet from the door. I saw her ~~from the time she passed me~~ ~~fall~~ ~~she~~ put her hand on the gate. Don't remember if any passengers passed me at the time, the deceased was about 8 feet from the train gate when I saw her walking towards the car ~~and~~ out. Don't remember if any passengers got on the train at that time or not. The train gate was closed & the train was at a stand still when she went for it. Don't remember if any passengers got off rear platform of No. 2 Car. Don't know if the signal had been given when I saw her. She was about 6 feet from the train when it started. When there is not passengers sometimes the gates are not opened. When I first saw her she was about 8 feet from the car. Before she got on the high platform the train was in motion. Don't know how long

Taken before me

this day of

188

CORONER.

Coroner's Office.

TESTIMONY.

it would take her to go to train from
the place where I first saw her. I did
not try to prevent her from getting on
the car. Don't know if the gate she
went to had been opened or not. I
am not positive if any passengers
came through to take the car No 3
going down from that night. The
train made the usual stop at the
station. I was examined by the
Counsel for the R.R. The 4th and
cars run up past 59th St. Station.
Some of them switch off ^{there} & some
do not. About every 4th train of 4th
ave goes down 6th ave.

Martin Jones

Taken before me

this 20 day of January 1888

Richard W. [Signature] CORONER.

Coroner's Office,

TESTIMONY. 14

Thomas J. Hart being sworn says, I
reside at Kingsbridge N.Y. I am Paper
Hanger for Mr. Verian at Kingsbridge.
On Jan'y 10/88 bet. 6 & 7 P.M. I was
on El R.R. when I reached 93 St. &
9th Ave. I got off the ~~platform~~ ^{first} platform of the
2nd Car. I crossed from the rear
platform of the first car. After reaching
the platform I saw a lady ~~half~~ after
going half way the length of the
car I saw a lady grab with the
left hand for the rear of the 2nd
Car. At the same time she staggered
from the car over towards her right.
As she staggered the same time the
gates closed, she fell towards the
car. She was between the gate of
the 2nd Car & the extension of the
3rd Car, she lost her hold on the
2nd Car, she went down between
the two platforms of the 2nd & 3rd Cars.
I looked her straight in the face
at this time, she lost her hold of the
rod on the platform of the 2nd Car.
Her dress seemed to be caught
and she fell between the platforms
of 2nd & 3rd Car. I heard the gate
close while she had her hand

Taken before me

this day of

188

CORONER.

0438

Coroner's Office

TESTIMONY. ✓

on the rear of the 2nd Car, I suppose if she had grabbed with her right hand she could have got out. I don't think the train started for 15 seconds after the bell rang. Mr Stiner the gateman told me to get off the station while ^{another man} I was looking under the trucks the gateman asked me what did I know about the case & told me to get out of here" I spoke to no one only my boarding boss of the case. I spoke to the "Star" reporter of it. I had got on train at Kingsbridge, I was supposed to get off at 9:30 to see my wife I walked north ^{on the platform (raised platform)} after getting off the Car, I could see the woman's face for the time being. The bell rang once & the train started in about 15 seconds after. She went down between the couplings of the two cars. The gentleman who was with me also saw the accident. The deceased was not dragged. She had hold of the gates when I heard the gates shut & saw them shut. Deceased did not lose her hold till after the bell rang. After the accident I stood on the platform.

Taken before me

this

day of

188

CORONER.

Coroner's Office

TESTIMONY.

16

till I was told to get out. I conversed with August Finger an employee of the road. I said to him I thought it a damned mean sort of business. I never wrote anything to a paper about the case but I gave points to a reporter about the case. I spoke during recess to Mr Weber the brother-in-law of deceased. I have got no hard feelings against the ^{RR} Company. The name of the man who was with me is Frank Kayton who works in a shoe store in 125th St. bet. 3rd Ave & the State bet. 3rd & Lex. Ave. I got on board the train at ~~125th St.~~ ^{Kingsbridge} When the engineer says the train started from 135th St he is mistaken. I changed cars twice from Kingsbridge till I got off at 93rd St.

Thomas J. Hart

Taken before me

this 20 day of January 1888

Charles J. Dickson CORONER.

0440

Coroner's Office,

TESTIMONY.

17

Charles J. Buckley being sworn says: I
reside at Keystone House bet. 125th & 126th
St. I am ~~in~~^a the House & Sign Painter
I was on the train in question I
boarded the train at 93rd St. ^{9th Ave}
Came into the 2nd Car and sat
down at the rear end looking
out of the end window towards
the 3rd Car, all of a sudden
I saw a lady attempt to board
the train, she had her left hand
upon the bar or rod at the hind
end of the 2nd Car. She next
thing I saw - just as she put
her hand upon the car the
gate was shut I saw her stagger
forwards the Depot & then back
again, It seemed as if her clothes
had been caught by the train
which prevented her from falling
forwards the depot which I believe
she would have done. Then she
staggered back & partly turned
& fell in between the two cars.
She was not dragged or ^{did not} fall in
between the car & the platform.
I saw the gates closed in her face.
Had the gates not been closed this

Taken before me

this day of

188

CORONER.

0441

Coroner's Office.

TESTIMONY.

Charles S. Buckley being sworn says: I
reside at Keystone House bet. 125th & 126th
St. I am in the House & Sign Painter
I was on the train in question I
boarded the train at 9th St. ^{I gave}
I came into the 2^d car and sat
down at the rear end looking
out of the end window towards
the 3^d car, all of a sudden
I saw a lady attempt to board
the train, she had her left hand
upon the bar or rod at the hind
end of the 2^d car. She next
thing I saw—just as she put
her hand upon the car the
gate was shut I saw her stagger
forwards the Depot & then back
again, It seemed as if her clothes
had been caught by the train
which prevented her from falling
forwards the depot which I believe
she would have done. Then she
staggered back & partly turned
& fell in between the two cars.
She was not dragged or ^{did not} fall in
between the car & the platform.
I saw the gates closed in her face.
Had the gates not been closed she

Taken before me
this day of

188

CORONER.

Coroner's Office,

TESTIMONY. 18

Accident would not have happened. I was sitting on the west side, I got on the ~~the~~ rear end of the 2^d Car. The deceased wanted to come through the same gate, I don't recollect if the gate on front platform of Car No 3, was open or not. I saw some one on the platform, He was between the two platforms, I did not see deceased till she got hold of the rod of the gate, when she put her hand on the gate the train had just started. The train stopped in about half a car length or a little more, Mr. Welch invited me here to testify. I told him what I have stated here. My wife was killed by the cars in Ind. & I thought it my duty to come & testify. I was looking out of the end window and could see the platforms of the cars & the main platform. I am positive I went on the car by the rear platform of the 2^d Car. I have no animosity against the Company. I have told the truth in this matter.

Charles J. Buckley.

Taken before me

this 20 day of January 1888

Amos W. Anderson CORONER.

04443

Coroner's Office,

TESTIMONY. 18

accident would not have happened. I was sitting on the west side, I got on the ~~12~~ rear end of the 2^d Car. The deceased wanted to come through the same gate, I don't recollect if the gate on front platform of Car No 3, was open or not. I saw some one on the platform, He was between the two platforms, I did not see to proceed till I got to the end of the road of the gate. When she put her hand on the gate the train had just started. The train stopped in about half a car length or a little more, Mr. Welch invited me here to testify. I told him what I have stated before. My wife was killed by the car in front. I thought it my duty to come and testify. I was looking out of the end window and could see the platforms of the cars & the main platform. I am positive I went on the car by the rear platform of the 2^d Car. I have no animosity against the Company. I have told the truth in this matter.

Charles J. Buckley,

Taken before me

this 20 day of January 1888

Archibald D. Jackson CORONER.

TESTIMONY.

Gustav Scholer M. D. being duly sworn, says:
I have made an examination of the body of
Kate Shean now lying dead at
1686 - 10th Ave and from such examination
and history of the case, as per testimony, I am of opinion the cause of
death is shock from fracture of Pelvis - Spinal column
Right femur - upper end. Laceration of lower part
of left leg all along the Tibia, Contusion and multiple
injuries on body.

Gustav Scholer M. D.

Sworn to before me,

this 11 day of January 1888

Ferdinand Delsman

CORONER.

0445

TESTIMONY.

Quoniam Schaefer M. D. being duly sworn, says:
I have made an examination of the body of
Nate Stearns now lying dead at
1626 - 10th Ave and from such examination
and history of the case, as per testimony, I am of opinion the cause of
death is shock from fracture of ribs - spinal column
ruptured - laceration of lower part
of left leg all along the tibia, contusion and multiple
fracture of tibia.

John Schaefer M. D.

Sworn to before me,

this

11 day of January 1888

Herold and Salaman

CORONER.

0446

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
38 Years - Months - Days	U.S.	1686 - 10. Ave.	Jan. 11. 1888

Remained was over
by an elevated R.R.
train at 9:30 A.M.
Station, and 9th Ave
on January 10. 6 p.m.
George A. Weber
father in law of the deceased
1713 - 9th Avenue
Engineer of
Gatekeeper, Conductors
and brakemen of
the train to report
at the Office of the
Police at 11th Ave.

F. E.

170

No. 137

1st. Son.

1888

AN INQUISTION

On the VIEW of the BODY of

State Hean

whereby it is found that she came to
her death by Stroke from
fracture of pelvis, general
collapse, slight fever
upon 3rd day. Excavation
of lower part of left leg
all along the tibia.

Containing multiple
injuries on body

Request killed on the

day

1888 1900

FERDINAND EIDMAN, Coroner.

0447

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
38 Years - Months - Days	U.S.	1686 - 10. Ave.	Jan 11 1888

Remained was over
by a. Collected 11.11
trav. at 9.30 AM
station, and 9.45 AM
on, necessary 10.45 AM.

10 to 10.15 AM 26. Dec
George H. Miller
brother in law of the deceased
1913 - 9th Avenue

Engineer & Fireman
gate house, conduct
and Haberman of
the train to depart
at the office 21.11.13

F. E.

1970

No. 1117

Donch.

188

AN INQUISITION

On the VIEW of the BODY of

State Hean

whereby it is found that she came to
her death by Stroke from

fracture of vertebra, spinal
column, slight pressure
upon 3rd & 4th
of lower part of left leg
all along the tibia.

Contusion & multiple
injuries on

Inquest taken on the 20 days

of January 1888 before

FERDINAND EIDMAN, Coroner.

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
38 Years — Months — Days	U.S.	106-10. 10. 10.	10. 10. 10.

ingress & egress
gate keepers, conductors
and moderators of
the driver's highway
at the driver's disposal

FERDINAND FIDELAZ, Corporal.

TESTIMONY.

Gustav Scholer M. D. being duly sworn, says:
I have made an examination of the body of
Nate Shear now lying dead at

1686 - 10' Ave and from such examination
and history of the case, as per testimony, I am of opinion the cause of
death is *Shock from fracture of Pelvis - Spinal column*
Right femur - upper end. Laceration of lower part
of left leg all along the Tibia, Contusion and multiple
injuries on body.

Gustav Scholer M. D.

Sworn to before me,

this

11

day of January 1888

Dorland and Salaman

CORONER.

0450

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 Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

The People of the State of New York.

To *Frank Rayburn*
of No. *125* Street,
works in shoe store

Ask to see Mr. *Forster*
at *104* o'clock a M.

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 day of *21* instant, 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 R. Fellows*

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 *1888* in the year of our Lord 1888.

JOHN R. FELLOWS, District Attorney.

0451

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 Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

The People of the State of New York.

To *Frank Rayburn*
of No. *3rd Lexington Ave, 125th* Street,
works in shoe store

Ask to see Mr. Barker at 10:30 o'clock a.m.

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 *21st* day of *June* instant, 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 Doe*.

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

in the year of our Lord 1888.
JOHN R. FELLOWS, District Attorney.

0452

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 Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

The People of the State of New York.

To *Thomas Hart*
of No. *Paper Hanger for Mr. Pearson*
Kingsbridge 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 day of *September* instant, 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 Doe*

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 *September* in the year of our Lord 1888.

JOHN R. FELLOWS, District Attorney.

Ask to see Mr. Forsyth
10/20/88

0453

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 Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

The People of the State of New York.

To *Thomas J. Ward*
of No. *100* *Chambers Street* *for Mr. Persson*
Kingsbridge

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 day of *September* instant, 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

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 *September* in the year of our Lord 1888.

JOHN R. FELLOWS, District Attorney.

Ask to see Mr. Persson
at 10/20 o'clock a.m.

0454

CITY AND COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any peace officer in
the City & County of New York.:

Information upon oath having been this day laid before me, that the crime
of Manslaughter has been committed and accusing
John Cleary thereof:

You are Therefore Commanded forthwith to arrest the above named John
Cleary and bring him before me at my chambers
or in case of my absence or inability to act before the nearest or most accessible Magistrate
in this County.

Dated at the City of New York, this 30 day of January 188 8.

W. H. Gildersleeve.

Judge Court General Sessions

CITY AND COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any peace officer in
the City & County of New York.:

Information upon oath having been this day laid before me, that the crime
of Manslaughter has been committed and accusing
John Cicary thereof:

You are Therefore Commanded forthwith to arrest the above named John
Cicary and bring him before me at my chambers
or in case of my absence or inability to act before the nearest or most accessible Magistrate
in this County.

Dated at the City of New York, this 30th day of May 188 8.

W. H. Gildersleeve

John Paul Green

0456

THE PEOPLE
OF THE STATE OF NEW YORK.

against

John Cleary

WARRANT OF ARREST.

Issued

May 30

1888

Gildersleeve Magistrate.

P. Riley

Officer.

*Presented to City Council by
Ludwig Gildersleeve - Jan 31/89*

*To Hon. Henry A. Gildersleeve
Judge of General Sessions
CITY AND COUNTY OF NEW YORK, SS.*

*The return of Philip P. Riley
Detective Officer attached to Dist. Atty.
respectfully shows that he has arrested
John Cleary and now possesses his body
in Cook Street Jail*

Dated Jan 31 1888

Philip P. Riley

THE PEOPLE
OF THE STATE OF NEW YORK.

against

John Cleary

WARRANT OF ARREST.

Issued *May 30* 188*8*

Gildaslee Magistrate.

P. Riley Officer.

*Presented to City Prison by
Jury @ Gildaslee - Jan 31/88*

To *Wm Henry a Gildaslee*
Judge of General Sessions
CITY AND COUNTY OF NEW YORK, SS.

The return of Philip Riley
Detection Officer attached to Dist Atty
respectfully shows that he has arrested
John Cleary and now procures his body
in Court House for

Dated Jan 31/88
Philip Riley

Court of General Sessions
County of New York

The People vs.
John Cleary

City & County of New York } Cornelius Leary being
duly sworn deposes and says that
there is a subpoena served connected
with the District Attorney's office
and reside in the City of New York.

On Friday the 21st day of September
I am detailed to serve subpoenas
on Thomas J. Hart and Frank
Rayton. To find the whereabouts
of said Hart I went to Kingsbridge
to one Verrian whose address was
on the papers in the above case. Mr.
Verrian the employer informed me
that said Hart had left his employment
some time ago & could not inform me
where said Hart can be found.

Deponent further says that the
address of Frank Rayton was ^{mentioned} ~~was found~~
on the papers as 135th St & 5th Ave. (Chas)

store. Deponent went based address
and all the shoe stores in said
neighborhood, but could not find
said Kayton.

Sworn to before me

this 11th day of September 1887. Per me, Henry

William H. Loomis

Notary Public

New York

Court of Sessions
County of New York

The People vs. J
John Cleary

City and County of
New York

William Donner

being duly sworn says that
he is a ^{deponent} ~~deponent~~ deponent and
propose for trial the above case, which
trial was set down for Sept. 24th.
Deponent further says that Thomas
J. Hart & Frank Kayton are material
and important witnesses in the
above case. That a subpoena
was sent by mail to said Hart
and in addition to this one Cleary
also connected with the office was
detailed to serve a subpoena on
said Hart & Kayton to ascertain
their whereabouts so will appear from
his affidavit hereto annexed. Deponent
thinks with further time allowed these
witnesses may be secured
prior to before me
on Friday September 10th.

William Donner

Court of Sessions
County of New York

The People, *J*
vs
John Cleary

City and County of
New York

William Forster

being duly sworn says that
he was ^{assigned} ~~assigned~~ deposed and
propose for trial the above case, which
trial was set down for Sept. 24th.
Deponent further says that Thomas
J. Hart & Frank Kayton are material
and important witnesses in the
above case. That a subpoena
was sent by mail to said Hart
and in addition to this one Cleary
also connected with the office was
detailed to serve a subpoena on
said Hart & Kayton to ascertain
their whereabouts so will appear from
his affidavit hereto annexed. Deponent
thinks with further time allowed these
witnesses may be secured.
Sworn to before me
this 21st day of September 1911.

William Forster

POOR QUALITY
ORIGINAL

0462

discharged upon his

own recognizance

District Attorney's Office.
City & County of
New York.

January

1887.

District Atty -

Dear Sir -

It is noted by the
Grand Jury that the papers
relating to the "Kate Sherman"
can be examined in your
office and prepared for presentation
before the Grand Jury on Monday
next and that the necessary witnesses
be summoned for that day.

Very respectfully,
Charles E. Brown

045

In the Court of General Sessions
City and County of New York.

The People ^{vs} } Manslaughter.
John Cleary. }

Take Notice that we shall move this
Honorable Court on Friday the 7th inst before
his Honor Judge Eldersleeve in Part III
thereof at eleven o'clock in the forenoon or as
soon thereafter as Counsel can be heard
for the discharge of the said John Cleary
on the ground that more than six terms
of this Court have elapsed since the arrest
and indictment of said defendant and
that the District Attorney has not caused
the said defendant to be tried.

Dated this 5th day of September 1888

Howe & Hummel

of Counsel for defendant -

84 & 85 Centre Street
N.Y. City.

To Hon John R Sellers

District Attorney

City & County of New York.

0466

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

.....being duly
sworn, says that he resides at No.Street, in the City of
New York, that he isyears of age; that on theday of
18....., at Numberin the City of
New York, he served the withinon
theby leaving a copy thereof with
.....
.....
.....

Sworn to before me this
day of

18 }

N. D. General Seamus

The People &c.
Plaintiff,

against
John Cleary.

Defendant.

and
Notice of Motion.

HOWE & HUMMEL,

Attorneys for Defendant

87 & 89 CENTRE ST., New York City.

Due and timely service of copy of the within
this day of 1888
hereby admitted
OFFICE.

Attorney.

To
John D. Seamus Esq.
brought along

City of New York

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Flannery

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

of the CRIME OF *Manslaughter*, —
committed as follows:

The said

John Flannery

late of the *South* Ward of the City of New York, in the County of New York aforesaid, on
the *Tenth* day of *January*, in the year of our Lord one
thousand eight hundred and eighty-*eight*, at the Ward, City and County aforesaid,

with force and arms, in and upon one Kate O'Shea, then and there residing, unlawfully and feloniously did make an assault, and a certain railway car being one of a certain train of cars then being drawn and propelled by a certain locomotive engine, in upon and along the tracks of a certain railroad there, commonly called the Manhattan Elevated Railroad, Co., it against and upon her the said Kate O'Shea then and there unlawfully and feloniously did force, drive and propel, and cause and procure to be forced, driven and propelled, and then the said Kate O'Shea, by means of so forcing, driving and propelling the said railway car and causing and procuring the same to be so forced, driven and propelled, to it

against and upon her the said Kate
Shearn, in manner aforesaid, down
into and upon the said railway track
then and there unlawfully and feloniously
did with great force and violence,
push, pull, cart and throw, and cause
and procure to be pushed, pulled,
cart and thrown, by reason of which
said forcing, driving and propelling
the said railway car to, or against
and upon her the said Kate Shearn
as aforesaid, and also of the pushing,
pulling, carting and throwing her
the said Kate Shearn down into
and upon the said railway track as
aforesaid, one of the wheels of the
said railway car against, upon and
over the body, arms and legs of
her the said Kate Shearn, by the
act and procurement of him the
said John Clancy, did then and there
strike pass and go, the said
John Clancy thereby giving unto
her the said Kate Shearn then and
there, in and upon the body, arms
and legs of her the said Kate Shearn,
divers mortal wounds, lacerations,
fractures, bruises and contusions,
of which said mortal wounds, lacerations,
fractures, bruises and contusions
she the said Kate Shearn then and
there died.

And so the Grand Jury aforesaid
do say: That the said John Clancy
then the said Kate Shearn, in the
manner and form and by the means
aforesaid, unlawfully and feloniously

did Will and Mary, 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

04 70

BOX:

295

FOLDER:

2809

DESCRIPTION:

Cohn, Jacob

DATE:

02/08/88



2809

WITNESSES:

H. Gerlich

Counsel,

Filed

day of

188

Pleads

Guilty (9)

THE PEOPLE,

vs.

B

Jacob Cohn

Violation of Excise Law.

[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and page 1989, Sec. 5.]

JOHN R. FELLOWS,
RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

[Signature]
Foreman.

Part III February 21/88

Complaint sent to Special Session

0471

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

Plaintiffs

against

Jacob Cohen

Defendant.

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

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

Henry Herrlich

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

SECOND COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John R. Gellows
~~RANDOLPH B. MARTINE,~~

District Attorney.

0473

BOX:

295

FOLDER:

2809

DESCRIPTION:

Cohn, Morris

DATE:

02/08/88



2809

0474

BOX:

295

FOLDER:

2809

DESCRIPTION:

Ohlhorst, Hugo

DATE:

02/08/88



2809

M. Lowenberg.
off. Haggerty

This crime was committed
in Dec 87. The witnesses
cannot now be found,
I recommend the dismissal
of this indictment,
May 5, 1892.

Vernon M. Davis,
Asst.

Pleads,

THE PEOPLE

ms.

Morris Cohen

17
and

George Oberholt

JOHN R. FELLOWS,

District Attorney.

A True Bill

C. G. L. Ayres
P.O. Box - May 5/92
New York City

Witnesses:

M. Lowenthal
Off. Haggerty

This crime was committed
in Dec 87. The witnesses
cannot now be found,
I recommend the dismissal
of this indictment,
May 5, 1892.

Vernon M. Davis,
Asst.

Counsel,

Filed

Pleads,

day of Feb 1892

1892

THE PEOPLE

vs.

Morris Cohen

and

George Oldhorst

Assault in the Second Degree,
(Section 218, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Chas. J. C. [unclear]
Pop. May 5, 1892
March 1892
of Davis by

May Leinberg being duly
known deposed ^{us} says:

I saw the two deposed
wants here in a room in ^{Alameda}
Hotel next to the Becker Street
bar on Saturday afternoon
the 31st of December 1897, I
received an invitation to go there
by our foreman ^{us} took a glass
afternoon and some lunch. And
then the defendants came into
our saloon, ^{us} came to our
table ^{us} interrupted the speaker
^{us} they went to the bar ^{us} asked
me to take a drink ^{us} I refused
and went back to my table
^{us} then Old burst ^{us} John came
to the table and again interrupted
us ^{us} I told them to mind
his business ^{us} he attempted
to strike me but didn't strike
me with his fists, ^{us} Old burst
struck me in the back part
of the leg with a glass

i
I fell down on an iron post
I could not move. I limped
as far as the door I climbed
over on the other side of the street
Ollhouse after he came out
of the saloon saw me and
said there is one of them
from a habit of going the same
over to me with Cohen and
another party. I struck Ollhouse
threw me in the face with his
fist. Cohen struck me with
his fists in the left cheek. And
then I had them arrested,
Case Examined;

I had an invitation
to go to lunch at this saloon, and
there were 15 of us in the
party all employed in the
same shop with me munition
& grease. I don't know who paid
for the lunch, I didn't finish
one glass of beer. Cohen invited
me to the bar, Ollhouse and

another person stood at the bar
I refused to drink. We went over
to my table. We then Cohen and
Allhouse came to the table and
interrupting the speaker but
he did not say anything to me.
Cohen interrupted the speaker and
wanted to make a speech him-
self. We said he could do it
better. We said to Cohen to avoid
his business, Cohen did not say
anything and he lifted up his
fist and attempted to strike
me. He then went away from
me and went to some other
fellows. I saw him fighting
with the other men; between
the time Cohen attempted to
strike me and the time I was
struck 5 minutes elapsed.
Between the time Cohen asked
me to go to the bar and the
time he attempted to strike me
six minutes about elapsed.

4

between the time I was struck
 on the leg ^{and} the time I slipped
 across the street about six
 minutes elapsed. I saw Cohen
^{and} Ollbush come into the
 saloon with another fellow
 with them. I was in the
 saloon about 15 minutes before
 the defendants came in.
 From the time I came in the
 saloon ^{and} remained there
 at 3:30 o'clock ^{and} the time I
 was struck in the face was
 about 20 minutes, I was on the
 stoop ^{and} looked around as I was
 going out ^{and} I saw them fighting
 Case Examined by
 Mr. Gallagher }

I have a good
 recollection I recalled on the
 31st day of December 1887 it
 was just beginning to snow.
 when I went to the station house
 I was struck in the saloon

with a glass by Oldhouse, I was
 just getting up from my table
 the dependants beckoned to me
 to come to their table, at that
 time I was not struck; I didn't
 see any fight there before they
 struck me after I was struck
 they were fighting in there.
 I jumped out of the saloon then
 I didn't see who was fighting
 but when I got on the stoop
 I looked around to see if they
 were following me ^{and} I saw
 them fighting ^{and} I went across
 the street ^{and} I leaned against
 a fence because I could not
 go any further ^{and} then I was
 hit by Oldhouse & Cohen ^{and} I went
 to the barber shop to save myself
 from being hit any more &
^{and} the barber gave me some
 water to wash my eye it was
 bleeding ^{and} the "officers" came
 down alone. I didn't come

with a glass by Althouse, I was
 just getting up from my table
 the dependants beckoned to me
 to come to their table, at that
 time I was not struck; I didn't
 see any fight there before they
 struck me after I was struck
 they were fighting in there.
 I jumped out of the room then
 I didn't see who was fighting
 but when I got on the stoop
 I looked around to see if they
 were following me ^{and} I saw
 them fighting ^{and} I went across
 the street ^{and} I leaned against
 a fence because I could not
 go any further ^{and} then I was
 hit by Althouse & Cohen ^{and} I went
 to the barber shop to save myself
 from being hit any more &
^{and} the barber gave me some
 water to wash my eye it was
 bleeding ^{and} the Officer came
 down alone. I didn't come

6
 I came to the barbershop with
 the women. ^{And} he asked me in front
 of the barbershop when I came
 up if these two men were the
 men who assaulted me another
 officer then had them, ^{and} this
 officer carried me up from
 the barbershop. I was not able
 to go to court the following Sunday
 to make a complaint as I could
 not move ^{and} I can hardly move
 now. I just came out of the
 hospital 3 weeks ago, I was
 taken home in a carriage
 to my house ^{and} remained there
 until Monday night when
 I was taken to the hospital and
 remained there 3 weeks and I
 came out about a week ago
 last Friday, I was not
 walking previous to that day
 I was before me } I have been
 the 30th day of June } over
 Powerhouse

7

Samuel Haggerty a police
officer being duly sworn deposes
that say

I am attached to the
10th Precinct Police, I remember
seeing the two defendants
on Saturday afternoon December
31st on the corner of Crosby and
Becker Street about 4 o'clock
I was told there was a fight at
Becker Street and I went there
and I saw the 2 defendants wrestling
(no blows were struck) and I tried to
to get them to go home as they
were friends and they refused
and several citizens insisted
upon my arresting them. and
I heard the complainant was
in the barbershop and I went and
arrested him and I heard the
2 prisoners and the complainant
was taken to the Station house in
a wagon, the complainant
identified both defendants

8

Cross Examined

I took the defendants
to the station house. I brought
the defendants down into the
barbershop ^{Q^u} that is where
he identified them. ^{Q^u} I asked
him if he would make a complaint
against them ^{Q^u} he said yes.

Seen to before me.

this 30th day of June 1958

David J. Haggerty
cc J. P. Dwyer

Police Justice

0486

Police Court—1st District.

CITY AND COUNTY } ss.
OF NEW YORK, }

of No. 36 East Houston Max Lewenberg Street, aged 26 years,
occupation Clotting Gutter being duly sworn, deposes and says, that
on the 31st day of December 1888 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Morris Cohen, and
Hugo Chikurst both now here. Said deponent
Chikurst struck deponent a violent blow
on the left leg and Cohen deponent on the
face with his fist and deponent Cohen
Chikurst deponent a violent blow on the face with
his fist
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 31st
day of January 1888

Max Lewenberg
Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ^{SS}

Thomas Cohen 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.

Thomas Cohen

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Pennsylvania

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

Answer.

48 Bar mine & one year

Question. What is your business or profession?

Answer.

clothing cutter

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

Th Cohen

Taken before me this

day of January 1888

Police Justice.

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

152 District Police Court.

Hugo Ohlhorst 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

Hugo Ohlhorst

Question. How old are you?

Answer

24 years

Question. Where were you born?

Answer

New York City

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

Answer

36 First St one day

Question What is your business or profession?

Answer

Cloning Cutter

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

Hugo Ohlhorst

Taken before me this

day of

188

Police Justice.

St Vincents Hospital
Jan 17 88.

This is to certify
that I do not consider Max
Levenberg in a condition at
present to appear in court.
I week or ten
days will put him in
condition to leave the Hospital

John S. Moore
House Surgeon

041

St Vincents Hospital
Jan. 3 .88.

This is to certify that
Max Lewenberg is a patient in
this Hospital suffering from an injury
of the knee joint and will be for
two weeks unable to appear in
court.

Respectfully
John G. Moore
House Surgeon

0491

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.
OF NEW YORK, }

An information having been laid before Wm. D. Smith a Police Justice
of the City of New York, charging Henry Delhorst Defendant with
the offence of Assault.

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 Henry Delhorst Defendant of No. 313
6th Street; by occupation a Cutter
and Henry Delhorst of No. 313 6th
Street, by occupation Cutter Surety, hereby jointly and severally undertake that
the above named Henry Delhorst Defendant
shall personally appear before the said Justice, at the 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 Three
Hundred Dollars.

Taken and acknowledged before me, this

day of

January

1888

Salon B. Smith
POLICE JUSTICE.

0492

CITY AND COUNTY }
OF NEW YORK, } ss.

Edw. J. Murphy
S.S.I.
Police Justice

Sworn to before me, this

Henry Chhorsh.
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 *\$10* 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*
No 313. 65 West North Ave
Thousand dollars Clear -
Henry Chhorsh.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination

Taken the day of 188

Justice.

0493

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before John P. Smith a Police Justice
of the City of New York, charging Morris Cohen Defendant with
the offence of Assault.

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 Morris Cohen Defendant of No. 14

and Charmine Street; by occupation a Clothing
Harry F. Shields of No. 506 Broome.

Street, by occupation a Linen Dealer Surety, hereby jointly and severally undertake that
the above named Morris Cohen 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 Five

Hundred Dollars.

Taken and acknowledged before me, this 20 day of January 1888.

Salomon B. Smith POLICE JUSTICE. M. Cohen
Harry F. Shields

0494

CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me, this
20th day of *January*, 188*8*
John J. McLaughlin
Police Justice

Harry F. Shields
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 *25* 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*
in 329 West 111th Street New York
thousand dollars clear -

Harry F. Shields

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 188

Justice.

OFFICE OF
DR. LOUIS FISCHER,

42 RIVINGTON STREET,

OFFICE HOURS,
Until 10 A. M.
2 to 3 P. M.
6 to 8 P. M.

New York, Jan. 2^d 1888

This is to certify that when last
examined Mr. Lomanberg at no
36 East Houston Street was unable
to leave his bed owing to injuries about
his Kneejoint. Considerable swelling
having set in, it will be impossible at
this moment to exactly state how long
it will be until he will be able to
leave his bed.

Louis Fischer M.D.

0496

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

Sworn to before me, this
of 1887 day

Samuel J. Hafferty
of No. *105* *Frederic* Police Street, aged *29* years,
occupation *Police Officer* being duly sworn deposes and says
that on the *31* day of *December* 1887

at the City of New York in the County of New York, he arrested
Morris Lohr & *Hugo Oelhorst*.
(Both brothers) charged with having
assaulted and beaten one *Max*
Lindberg by striking the said *Lindberg*
in the head and body with a wooden
club. Causing injuries from which
the said *Lindberg* is now confined
to his residence and unable to appear
in Court. The said *Lindberg* identified
the said *Lohr* & *Oelhorst* in deponent's
presence as the persons who have.

Police Justice.

0497

Assaulted him dependent therefore prays
 that the said Chas. D. Chelhorsh. May be committed
 to await the result of injuries inflicted
 upon said Landry.
 Signed to before me
 this 1st day of January 1888
 Daniel J. Haggerty
 Police Justice

Admitted by the Court

Police Court, / District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT.

vs.
 Morris Chas.

Chas. Chelhorsh

Dated January 1 1888

J. Smith Magistrate.

J. C. Haggerty Officer.

Witness 10.

300 for ex

Landry 43 PM

15 3 PM

Paul 30. 3 PM

Disposition

Account of injuries

0498

Police Court District.
1st-221

THE PEOPLE &c.,
ON THE COMPLAINT OF
Max Gwendberg
36 East 4th St
Morris Cohen
Hugo Chelchuk

Dated 1888
Magistrate.
Officer.
Precinct.

Witnesses
No. 6 34 Hecker Street.
No. 12 26 Delany Street.
No. 13 26 Delany Street.
No. 14 26 Delany Street.

930 Feb 10
924

BAILED,
No. 1, by Dennis Childs
Residence 556 Broome Street.
No. 2, by William Umbach
Residence 1315 East 60th Street.
No. 3, by
Residence
No. 4, by
Residence

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
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 1888
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 he to be discharged.
Dated 1888
Police Justice.

0499

Police Court District.
1st-221

THE PEOPLE &c.,
ON THE COMPLAINT OF
Max Gwendberg
36 East 4th St
Harris Cohen
Hugo Ehrenreich

Dated 1888
Magistrate.
Sime Waggner
Officer.
Off Delany - 15th St 10
Precinct.

Witnesses
No. 6 31 Meeker - Street.
Jacob Davis 226 Delany
Cathy Butler.
No. 7 23 1/2 West Street.
No. 8 30 1/2 Attorney Street.
No. 9 201 1/2 Street.
No. 10 202 1/2 Street.

930 Delany St
930 2 2

BAILED,
No. 1, by James Smith
Residence 256 Broome Street.
No. 2, by William Umbach
Residence 315 East 68th Street.
No. 3, by
Residence
No. 4, by
Residence
No. 5, by
Residence

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
Hundred Dollars, and he be committed to the City Prison of New York, until he give such bail.
Dated 1888
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 1888
Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Morris Edm and
Hugo Oldham*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse

Morris Edm and Hugo Oldham

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

The said *Morris Edm, and Hugo*

Oldham, both —

late of the City and County of New York, on the *thirty first* day of
December, in the year of our Lord one thousand eight hundred and
eighty ~~seven~~, with force and arms, at the City and County aforesaid, in and upon one

Max Semendary, —

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said *Morris Edm*

and Hugo Oldham —

with a certain *glass vessel* which *they* the said

Morris Edm and Hugo Oldham

in *their* right hands then and there had and held, the same being then and there
a weapon and an instrument and ~~weapon~~ ^{thing} likely to produce grievous bodily harm,

him, the said *Max Semendary,* then

and there feloniously did wilfully and wrongfully strike, beat,
bruise 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 R. Hollows,

District Attorney

0501

BOX:

295

FOLDER:

2809

DESCRIPTION:

Coleman, Patrick

DATE:

02/20/88



2809

0502

WITNESSES:

Off. U.S. Court

Counsel,

Filed 20 day of July 1888

Pleads

Charging (223)

THE PEOPLE,

vs.

T

Patrick J. Solomon

Violation of Excise Law.

[(Ill Rev. Stat. (7th Edition), page 1983, Sec. 21, and page 1989, Sec. 5.)
(Bullington Sunday, 1888.)]

JOHN R. FELLOWS,

RANDOLPH B. MARINE,

Perfect Oct 2/88 District Attorney.

A True Bill.

Wm. Woodcock
Exhibitor

WITNESSES:

Off M. Cord

Counsel,

Filed 20 day of July 1888

Pleads *Charging (23)*

THE PEOPLE,

vs.

T

Patrick J. Solomon

Violation of Excise Law.

(Selling on Sunday, &c.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and
page 1989, Sec. 5.]

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

perfect Oct 3, 88
District Attorney.

A True Bill.

Wm. M. Maden
Bohman

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs

against

Patrick J. Coleman
Defendant.

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

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

Louis Mc Cord

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

SECOND COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John R. Bellows
RANDOLPH B. MARTINE,

District Attorney.

0505

Sec. 100-200

4

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Patrick J. Coleman 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.

Patrick J. Coleman

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer,

Ireland

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

Answer.

340 E 34-

9 mos

Question. What is your business or profession?

Answer,

Barkeeper

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 deny the charge I
demand a trial by
jury

Patrick J. Coleman

Taken before me this

day of

June
188

Police Justice.

0506

Sec. 108-200

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick J. Columan being duly examined before the undersigned, according to law, on the annexed charge, and being informed that it is h right to make a statement in relation to the charge against h ; that the statement is designed to enable h if he see fit to answer the charge and explain the facts alleged against h that he is at liberty to waive making a statement, and that h waiver cannot be used against h on the trial,

Question What is your name?

Answer.

Patrick J. Columan

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer,

Ireland

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

Answer.

340 E 34-

9 mos

Question. What is your business or profession?

Answer,

Barkeeper

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 deny the charge I
demand a trial by*

jury

Patrick J. Columan

Taken before me this

28

day of

May

188

James J. McLaughlin
Police Justice.

0507

319 1981-4
Police Court-4 District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Lewis M. Lord
vs.
Robert J. Coleman

2
3
4

Dated Nov 28 1887

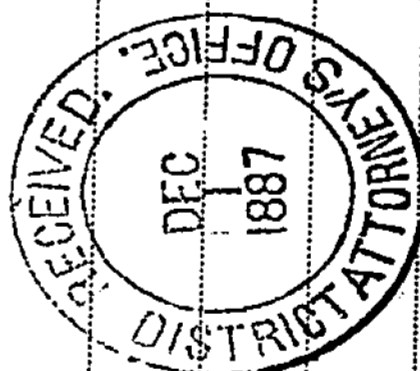
H. O. Ruddy Magistrate.

M. Lord Officer.

C. D. Resident.

Witnesses
Officer Cooper
C. D.

No. Street.



No. Street.

No. Street.

\$ 1.00 to answer

Bailed

1529
2-17-

BAILED,
No. 1, by J. M. S. Smith
Residence 366 W 30 Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence 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

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

Dated Nov 28 1887

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

There being no sufficient cause to believe the within named

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

Dated 1887

Police Justice.

POOR QUALITY ORIGINAL

0508

319 1981-4
Police Court-4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Lewis M. Lord
vs.
Robert J. Coleman
2
3
4

Dated Nov 28 1887
H. O. Kelly Magistrate.
M. Lord Officer.
C. O. Prisoner.
Witnesses Officer Cooper
C. O.
No. Street

RECEIVED
DEC 1 1887
DISTRICT ATTORNEY'S OFFICE
No. Street
No. Street
No. Street
\$ 10.00 to answer
Bailed

152
2-17-

BAILED,
No. 1, by J. M. Kelly Smith
Residence 366 W 30 Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence 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
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
(\$100) 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 Nov 28 1887
I have admitted the above named
to bail to answer by the undertaking hereon annexed.
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated Nov 28 1887
Police Justice.
Dated Nov 28 1887
Police Justice.

0509

335 Plm str 27

2 trees, paid

6 mba str. in place

05 10

Excise Violation—Selling on Sunday.

POLICE COURT- 4 DISTRICT.City and County } ss.
of New York, }Louis M^c Cordof the Central officeof the City of New York, being duly sworn, deposes and says, that on SUNDAY the 27 dayof November 1887, in the City of New York, in the County of New York, atpremises No. 144 8th Avenue Street,Patrick J. Coleman

(now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said

Coleman

may be arrested and dealt with according to law.

Sworn to before me, this 28 day

of

Nov1887Louis M^c CordSamuel J. Kelly Police Justice.

05 1 1

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs

against

Patrick J. Coleman
Defendant.

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

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

Louis Mc Cord

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

SECOND COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John R. Bellows
RANDOLPH B. MARTINE,

District Attorney.

05 12

BOX:

295

FOLDER:

2809

DESCRIPTION:

Colton, Laura

DATE:

02/07/88



2809

0513

Witnesses:

M. W. Libas

Counsel,

Filed

7 day of

Feb 1888

Pleads,

Indictment (C)

THE PEOPLE

vs.

36. 1st 6m
1863

Laura S. Colton

Grand Larceny second degree.
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.
Stacy Heidelberg, C. O.

as a witness

72 day 24/88

A True Bill, found guilty

Gudget suspended.

G. J. F. Foreman.

Foreman.

Ady to copy

Feb 21

M.P.M.

05 14

No 35

Witnesses:

M. W. Libas

Counsel,

Filed

day of

Feb 1888

Pleads,

Exhibits (1)

THE PEOPLE

vs.

36. 1st 6m
1843

Laura S. Cotton

Grand Jurors
[Sections 528, 531, Penal Code]

JOHN R. FELLOWS,

District Attorney.

Attesty Hand. City, C. O.

as a witness

72 Feb 21/88

A TRUE BILL.

per reads truly

Exhibit provided.

W. C. C.

Foreman.

G. J. Fenton

Adm. 6/17

" 9.1.21

05 15

Police Court—5 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Maurice W. Libas

of No. 2106, 3rd Avenue Street, aged 23 years,
occupation Merchant being duly sworn
deposes and says, that on the 21 day of January 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

One Suit of Clothing of the Value of Forty five
dollars, and other Clothing of the
Value of One hundred dollars
said property being in all of the
Value of One hundred and forty five dollars

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 Laura S. Cotton (Brooklyn)

from the fact that said Laura
acknowledged to deponent in the
presence of witnesses that she
took said property from the possession
of deponent that she possessed the
same, and from the further fact,
that said Laura returned from
travels to deponent representing part
of the above described property

Maurice W. Libas.

Sworn to before me, this 5 day
of January 1888

[Signature]
Police Justice.

05 16

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

5 District Police Court.

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

Question. What is your name?

Answer. *Laura S. Colton*

Question. How old are you?

Answer. *36 years*

Question. Where were you born?

Answer. *Staton Island*

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

Answer. *1893 Lexington around since Nov 20 last*

Question. What is your business or profession?

Answer. *Keep Boarding House*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you may think will tend to your
exculpation?

Answer. *I took the property and pawned them
not with the intent to steal, I was
short on money, I intended to
redeem the property, and return them
to the owner.*

Laura S. Colton

Taken before me this

day of

188

Police Justice.

0517

Police Court-- 5 District.
214

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maurice W. Dikens
210 6th Ave.
Lawrence J. Cotton

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

February 5 1888

Magistrate.

Officer.

Ward Precinct.

Witness

No.

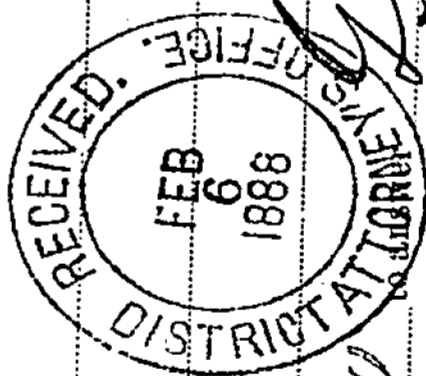
Street.

No.

Street.

No.

Street.



Cash

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

Dated February 5 1888 Police Justice.

Dated 1888 Police Justice.

Dated 1888 Police Justice.

0518

Police Court-- 5th District.
214

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maurice W. Lickas
2106th 3rd Ave
Laura J. Lottan

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

February 5 1888

Magistrate.

Officer.

Price & Matt

Witnesses
Engel & Oberholberg
29 Precinct.

No.

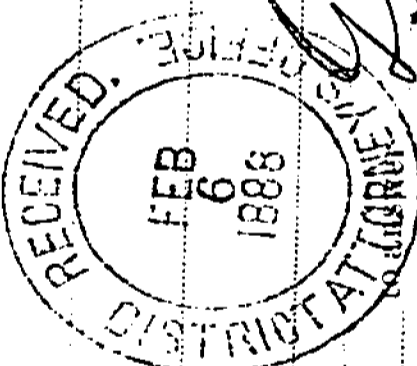
Street.

No.

Street.

No.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 February 5 1888 Police Justice.

Dated 1888 Police Justice.

Dated 1888 Police Justice.

0519

Form No. 11.

NIGHT MESSAGE. THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Night Messages, sent at reduced rates, beyond a sum equal to ten times the amount paid for transmission; nor in any case when the claim is not presented in writing within thirty days after sending the message. This is an UNREPEATED NIGHT MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
37	kn	ui	13 25 nm

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. 20 1888.

Dated Newport R I 20

To Harry McDonald
Assistant District Atty
Court House
ny

Boat detained by storm cannot reach
New York before noon hold Colton case till
my arrival M. J. Eller

0520

Form No. 11.

NIGHT MESSAGE.
THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Night Messages, sent at reduced rates, beyond a sum equal to ten times the amount paid for transmission; nor in any case when the claim is not presented in writing within thirty days after sending the message.

THOS. T. ECKERT General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
37	hn	ui	13 PD NM

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. 20 1888.

Dated Newport R I 20

To Harry McDonald

Assistant District Atty
Court House

Boat detained by storm cannot reach
New York before noon hold Colton case till
my arrival M. F. Eller

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Sama S. Rotton

The Grand Jury of the City and County of New York, by this indictment,
accuse *Sama S. Rotton* —

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Sama S. Rotton*.

late of the City of New York, in the County of New York aforesaid, on the *twenty-first*
day of *January*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms,

one part of the value of twenty
five dollars, one pair of trousers
of the value of twelve dollars,
and one part of the value of
eight dollars.

of the goods, chattels and personal property of one *Maurice D. Sivas*.

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.

John D. Rotton
Sama S. Rotton

0522

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Sanna S. Rotton

The Grand Jury of the City and County of New York, by this indictment, accuse *Sanna S. Rotton* —

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Sanna S. Rotton*.

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *January* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, with force and arms,

*one coat of the value of twenty
five dollars, one pair of trousers
of the value of twelve dollars,
and one part of the value of
eight dollars.*

of the goods, chattels and personal property of one *Marine W. Sivas*,

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.

John A. Hallows
Sanna S. Rotton

0523

BOX:

295

FOLDER:

2809

DESCRIPTION:

Concannon, Michael

DATE:

02/15/88



2809

WITNESSES:

Officer

Counsel,

Filed

15 day of Feb

1888

Pleads

Indignantly

THE PEOPLE,

vs.

B

Michael Concanon

Violation of Excise Law.

(Selling on Sunday, &c.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and
page 1989, Sec. 5.]

JOHN B. FELLOWS,

RANDOLPH B. MARLINE,

District Attorney.

May 21 / 88 V. M. 87

A True Bill.

John B. Fellows

Foreman

May 31 1892. MD

WITNESSES:

Off. Stigant

p 258

Counsel,

Filed

15 day of July

1888

Pleads

Indignity 116

THE PEOPLE,

vs.

B

Michael Concanon

[Signature]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

G. J. Karm Foreman

May 31, 1892. M.D.

Violation of Excise Law.
(Selling on Sunday, &c.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and
page 1989, Sec. 5.]

0526

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs

against

Michael Boncannon
Defendant.

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

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

Peter Nugent

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

SECOND COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John R. Bellows
RANDOLPH B. MARTINE,

District Attorney.