

0354

BOX:

312

FOLDER:

2965

DESCRIPTION:

Nachman, Samuel

DATE:

06/28/88



2965

0355

Witnesses:

Off Glass
do the

295
Court of Oyer and Terminer

Counsel,

Filed, *28* day of *June* 188*8*

Pleads,

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1088, Sec. 21 and page 1089, Sec. 5.]

B
Samuel Rackman

Transferred to the Court of Special Sessions for trial and final dis-

JOHN R. FELLOWS

District Attorney.

True Bill.

W. H. H. H.

Foreman.

0356

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Samuel Nachman

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

Samuel Nachman
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY committed as follows :

The said

Samuel Nachman
late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty-*six*, 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

St. Clair Glass
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

Samuel Nachman
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

Samuel Nachman
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,

District Attorney.

0357

BOX:

312

FOLDER:

2965

DESCRIPTION:

Navin, John

DATE:

06/26/88



2965

Witnesses:

W. C. Carter

W. C. Carter

W. C. Carter

W. C. Carter

Court of Oyer and Terminer

Counsel,

Filed, 26 day of June 1888

Pleads, Not Guilty 28

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and page 1080, Sec. 5.]

John J. Haran

Dec 10/88

Seal of the Court of Oyer and Terminer
Sessions for 1888, by request
of Counsel for Defendant.

JOHN R. FELLOWS.

District Attorney.

Transferred to the Court of Special Sessions for trial and final disposition

At True Bill.

Dated

Foreman.

Special Session

in matter of

0358

0359

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

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

The said

John J. Ravin
late, of the City of New York, in the County of New York aforesaid, on the
eighteenth day of *March* in the year of our Lord one
thousand eight hundred and 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

Michael Mc Dermott
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
John J. Ravin
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John J. Ravin
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,

District Attorney.

0360

BOX:

312

FOLDER:

2965

DESCRIPTION:

Neff, Theodore

DATE:

06/28/88



2965

Off Mohr
325 No.

267, 9^H/₁₀ Turner 28
28^b/₁₀ Dec 28 10.
Court of Oyer and Terminer

Counsel,
Filed, 28 day of June 1888
Pleads, W. G. Gentry (July 2)

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[In Rev. Stat. (7th Edition), page 1983, Sec. 21 and
page 1989, Sec. 5.]

2
B Theodore Hoff

Transferred to the Court of Special Sessions for trial and final dis-

88

JOHN R. FELLOWS.

District Attorney.

5.

True Bill.

Dated,

Foreman:

0362

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Theodore Neff

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

The said

Theodore Neff

late of the City of New York, in the County of New York aforesaid, on the
eighteenth day of *July* in the year of our Lord one
thousand eight hundred and eighty-*six*, 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 Mohr

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

Theodore Neff

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

Theodore Neff

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,

District Attorney.

0363

BOX:

312

FOLDER:

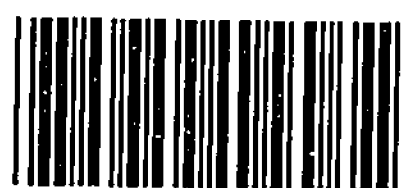
2965

DESCRIPTION:

Newell, Lucy

DATE:

06/08/88



2965

Witnesses;

offen Day

61 1072

Counsel,
Filed 8 day of June 1888
Pleads, *Chazidy (11)*

THE PEOPLE
vs.
B
Lucy Newell
KEEPING A HOUSE OF IL FAME, ETC.
[Sections 322 and 385, Penal Code]

JOHN R. FELLOWS,
James B. [Signature] District Attorney.

A True Bill.

Edmund A. Kerry

Foreman.

0364

0365

Court of General Sessions

CITY AND COUNTY OF NEW YORK.

The People of the State of New York,
against

Lucy Newell.

On for the Misdemeanor of
Keeping a House

I, the undersigned Lucy Newell the above-named Defendant,
hereby retain, employ and authorize WILLIAM F. HOWE and ABRAM H. HUMMEL, Attorneys and
Counselors at Law, to appear for me, on my behalf and in my place and stead, in the Courts of Oyer and
Terminer, General Sessions of the Peace, and Courts of Special Sessions, to be holden in and for the City
and County of New York, in the above-entitled action, and for the matter of the information, complaint and
indictment now pending against me in the said Court of General Sessions for the Misdemeanor of

Keeping a House

I do hereby expressly authorize my said Attorneys, or either of them, to appear for me in said Courts of
Oyer and Terminer, General Sessions of the Peace and Courts of Special Sessions as my duly authorized
Attorney and Attorneys for that purpose, and to plead for me not guilty to said information, complaint
and indictment, and to appear for me on the trial thereof in the said Courts of Oyer and Terminer, General
Sessions and Special Sessions, and to proceed with the trial thereof in the said Courts of Oyer and Terminer
and General Sessions and Special Sessions, in my place and stead, and in my absence on the trial of
the said information, complaint and indictment, and I hereby expressly waive my right to be personally
present at said trial.

Dated this 11th day of June 188 8

Lucy Newell



0366

STATE OF NEW YORK,)
City and County of New York,) ss.:

On this 11th day of June in the year one thousand eight hundred and eighty eight before me personally appeared the within-named Lucy A. Hewell known to me, and to me known to be the individual described in, and who executed the within instrument, and acknowledged that he executed the same for the uses and purposes therein mentioned and described.

Joseph A. Hewell
Notary Public
N.Y.C.

Court of General Sessions

THE PEOPLE, &c.,

against

Lucy A. Hewell

MISDEMEANOR.

AUTHORITY TO APPEAR WITH WAIVER

[Sections 297 and 356, Code of Criminal Procedure].

HOWE & HUMMEL,

Attorneys for Defendant,

87 & 89 Centre Street,

NEW YORK CITY.

0367

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Lucy Newell

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

Lucy Newell

(Sec. 322,
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said

Lucy Newell

late of the ~~20th~~ Ward of the City of New York, in the County of New York aforesaid, on the *seventh* day of *April* in the year of our Lord one thousand eight hundred and eighty ~~eight~~, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

Lucy Newell

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of and against good morals and good manners, 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

Lucy Newell

(Section 385,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said

Lucy Newell

late of the Ward, City and County aforesaid, afterwards, to wit: on the *seventh* day of *April* in the year of our Lord one thousand eight hundred

0368

and eighty-eight, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *her* said house, for *her* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

- Lucy Kewell -

(Section 322 of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows: Penal Code.)

The said

Lucy Kewell

late of the Ward, City and County aforesaid, afterwards, to wit: on the *seventh* day of *April* in the year of our Lord one thousand eight hundred and eighty-eight, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, 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.

0369

BOX:

312

FOLDER:

2965

DESCRIPTION:

Neuman, Charles

DATE:

06/19/88



2965

Witnesses;

Louis A. Meene
Emma Newman
Mary Newman
Da. (Mr. H. Snow)

181 J. R. Henneman

Counsel,

Filed

day of

June 1888

Pleads,

Charles Newman

THE PEOPLE

vs.

(Sections 278 and 218, Pennl Code.)

Charles Newman

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Edmund A. Sturges
June 20th, Foreman.
Charles Newman
J. P. Meene, P. M.

0370

0371

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK, } ss.POLICE COURT, 3rd

DISTRICT.

Louis A. Steen

of No. 100 West 23rd

Street, being duly sworn, deposes and says,

that on ~~the~~ ^{or about the} 13th day of May 1888

at the City of New York, in the County of New York,

Charles Neuman now here, did feloniously ^{vagabond and} have sexual connections with his own child, Emma Neuman, aged eleven years as deponent is informed and believes.

That said deponent then lived at 63 Mangan Street with said Emma and her brother, Gustave Neuman, aged 9 years. That the mother of said child was then serving a term in the Work House.

That said child informs this deponent that while her mother was in the Work House, and on or about the date aforesaid, her said father on four separate occasions placed her on the bed and inserted his penis into her body on each occasion, and that it caused her great pain and suffering.

That when her mother returned home from the Work House, some two weeks after her return, said child informs deponent that she told her mother of what her father

0372

had done to her, and her said
Mother informs deponent that
she saw and washed the
under garments of said child
which were bloody.

That Doctor Snow examined
said child in deponent's
presence, on the 5th inst., and
told deponent that an assault
had been committed on said
child and gave deponent
the Certificate which is hereto
attached.

I swear to you me this { *J. H. Allen*
6th day of June 1888

J. H. Allen Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated _____ 188

Magistrate.

Officer.

Witness,

Disposition

0373

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

Mary Neuman
of No. 63 Marzins Street, aged 28 years,
occupation Housekeeper being duly sworn deposes and says,
that on the 13th day of June 1888
at the City of New York, in the County of New York,

deponent was informed by her
daughter, Emma, here present,
that during deponents absence
her father Charles Neuman,
now here, had had sexual
connections with her four or
five times. That deponent
saw blood on the child's
under clothing and washed
it off.

Mary Neuman
(mark)

Sworn to before me, this

of

188

day

Police Justice,

0374

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3rd DISTRICT.

of 12th Precinct Charles A. Flay
Street, aged 36 years,
occupation Police officer being duly sworn deposes and says,

that on the 14th day of June 1888
at the City of New York, in the County of New York, deponent arrested
Charles Neumann, now here,
charged with having sexual
connection with his own child
Emma Neumann, aged 11 years, at
said City and County on or about
the 22nd day of May last past.
That deponent may or may be
committed to establish deponent
to produce the necessary evidence
to sustain said charge.

Charles A. Flay
Thomas

Sworn to before me, this 5th day

of June 1888

W. H. Thompson
Police Justice,

0375

50^v 3
Police Court-- District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

Charles A. T. Lay

vs.

Charles Newman

AFFIDAVIT.

McCauley

Dated June 5 1888

McCauley Magistrate.

T. Lay & McCauley Officer.

Witness,

June 6 1888
9/2 4/00

Disposition,

0376

CITY AND COUNTY }
OF NEW YORK, } ss.

aged

11

years, occupation

Emma Newman

of No.

Schooler

63 Morgan

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Louis A. Steen

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

Sworn to before me, this

6th
1888

day of

June

Emma Newman
(mark)

J. R. Patterson

Police Justice.

0377

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

Charles Neuman 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.

Charles Neuman

Question. How old are you?

Answer.

44 years of age

Question. Where were you born?

Answer.

Russia

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

Answer.

63 Morgan St. 5 months

Question. What is your business or profession?

Answer.

Driver of ash Cart

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

Answer.

I am not guilty of the charge.

Charles Neuman
(mark)

Taken before me this 6th

day of August 1888

John H. Williams
Police Justice.

0378

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.....

Charles Newman
guilty thereof, I order that he be held to answer the same ~~and he be admitted to bail in the sum of~~
~~Twenty Dollars~~ and be committed to the Warden and Keeper of
the City Prison of the City of New York, until he ~~give surety~~. *Be legally discharged*

Dated June 6 188 8 J. M. G. [Signature] Police Justice.

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

Dated..... 188 Police Justice.

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

Dated..... 188 Police Justice.

0379

181

Police Court

3-14 845 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Louis A. Steen
100 & 23rd
Charles Newman

Offence Rape

2
3
4

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated June 6th 1888

Paterson Magistrate.

Wm D McConrad Officer

12th Precinct.

Witnesses Emma Newman

No 100 East 23rd Street.

Mary Newman

No 100 West 11th Street.

100 West 11th Street.

No 44 West 28th Street.

Comd. to answer within

baile.

0380

DR. W. H. SNOW,
211 East 28th St.
NEW YORK.
9-10.30 A.M.
6-7.30 P.M.

New York, May 5 1888

E. J. Perry Esq
Pres. S. P. C. C.

Dear Sir,

An examination of
Emma Newmann shows that
there have been attempts to introduce
some blunt object into the
Vagina. The external structures
are greatly congested - the hymen
has not been actually penetrated
but is slightly torn - the opening
however is not large enough
to have admitted the male organ,
but I am positive that the
attempt has been made. There
is moreover, some little dis-
-charge due to the inflammation
present. I am, Sir,

Yours respect
W. H. Snow M.D.

0381

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Neuman

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

Charles Neuman

of the CRIME OF RAPE, committed as follows:

The said *Charles Neuman*.

late of the City of New York, in the County of New York aforesaid, on the ~~thirteenth~~ day of *May* in the year of our Lord one thousand eight hundred and eighty- ~~eight~~, at the City and County aforesaid, with force and arms, in and upon one *Emma Neuman*, then and there being, wilfully and feloniously did make an assault and her the said *Emma Neuman*, then and there, by force and with violence to her the said *Emma Neuman*, against her will and without her consent, did wilfully and feloniously ravish and carnally know, 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

Charles Neuman

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

The said *Charles Neuman*.

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Emma Neuman* wilfully and feloniously did make another assault, with intent her the said *Emma Neuman* against her will and without her consent, by force and violence, to then and there wilfully and feloniously ravish and carnally know, 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.

0382

THIRD COUNT—

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

— *Charles Neuman* —

of the CRIME OF RAPE, committed as follows:

The said *Charles Neuman*.

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Ruma Neuman*, wilfully and feloniously did make another assault, and an act of sexual intercourse with her the said *Ruma Neuman*, then and there wilfully and feloniously did commit and perpetrate, against the will of the said *Ruma Neuman*, and without her consent; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT—

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

— *Charles Neuman* —

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

The said *Charles Neuman*.

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Ruma Neuman* wilfully and feloniously did make another assault, with intent an act of sexual intercourse with her the said *Ruma Neuman*, against her will and without her consent then and there wilfully and feloniously to commit and perpetrate, 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.

0383

Eight COUNT.

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

Charles Neuman

of the CRIME OF RAPE, committed as follows:

The said Charles Neuman.

late of the City and County aforesaid, afterwards to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said Ruma Neuman, then and there being, wilfully and feloniously did make another assault, she, the said Ruma Neuman being then and there a female under the age of sixteen years, to wit: of the age of seven years; and the said Charles Neuman, then and there wilfully and feloniously did perpetrate an act of sexual intercourse with her the said Ruma Neuman, 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.

0384

BOX:

312

FOLDER:

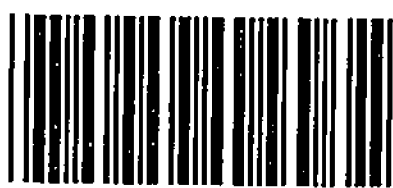
2965

DESCRIPTION:

Nickel, John

DATE:

06/28/88



2965

0385

193

188

Counsel,

Filed

28

day of

June

1888

Pleas,

Not Guilty (29)

THE PEOPLE

vs.

P

John Sickel

John Sickel
John Sickel
John Sickel

Grand Larceny in the 1st degree,
(MONEY)
(Sec. 528 and 530, Penal Code)

JOHN R. FELLOWS,

District Attorney.

Aug. 16/88
A True Bill.

Edmund A. Murray
Sept 15/88
Foreman.
J. H. G. Prady.
J. H. G. Prady.
J. H. G. Prady.

Witnesses:

M. H. H. H. H.

A. J. J. J. J.

0386

Police Court— 3 — District.

Affidavit—Larceny.

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

Michael Hahn Korvsky

of No. 49 Avenue B

Street, aged 45 years,

occupation Cabinet maker

being duly sworn

deposes and says, that on the ^{or about} 8 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 night time, the following property viz:

Good and lawful money of the United States consisting of divers bills of divers denominations of the value of Forty five dollars and one Pistol of the value of Five Dollars, all of the value of Fifty⁰⁰ 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 John Nickel (now here) from the fact that previous to said larceny the said money was in the pocket of a vest lying on a chair near deponent's bed on which he was sleeping and the said pistol was in a trunk which was unlocked. The deponent was sleeping on a lounge in deponent's room. Deponent was informed by Apollonia Jablonski (now here) that she was sleeping in a room adjoining deponent's bedroom, that at about midnight she heard a noise in deponent's room, opened the door and saw deponent turn off the light and lie down on the lounge and feign sleep. She went to bed again but was aroused.

Subscribed to before me this
1888

Police Justice

0388

CITY AND COUNTY }
OF NEW YORK, } ss.

Apollonia Jablonski
aged 40 years, occupation Housekeeper of No.

81 Elizabeth Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Michael Halmikowsky*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 21

day of June 1885

Apollonia X Jablonski
James C. Kelly
Police Justice.

0389

Sec. 108-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

John Nickel 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.

John Nickel

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

Austria

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

Answer.

Only arrived yesterday from Buffalo

Question. What is your business or profession?

Answer.

Finnsmith

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

John X Nickel
mark

Taken before me this

21

day of

June 1888

David C. Kelly Police Justice.

0390

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.....

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

Dated June 2/1888 *Sam'l C. Kelly* *Police Justice.*

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

Dated.....188..... *Police Justice.*

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

Dated.....188..... *Police Justice.*

0391

1937
Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Hadimilkovskiy
49 ave B
1 John Wickel

2
3
4

Offence
Larceny
Felony

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated June 21 1888

D. O'Neilly, Magistrate.

Rogers, Officer.

13 Precinct.

Witnesses Apolonia Jallowski

No. 81 Elizabeth Street.

Mrs. Washileskan

No. 49 Avenue B Street.

No. Street.

\$ 10.00 to answer

COMMITTED.

41

The People
John^{vs} Mickel

Court of General Sessions. Part I
Before Recorder Smyth. Sept. 5. 1888.

Indictment for grand larceny in the first degree.
Michael Habnikowsky, sworn and examined through the interpreter, testified. I live at 98 Avenue B in this city. I am a carpenter and cabinet maker. I know the defendant. I saw him on the 8th of January. I saw him that night in the same room where I slept; we lived then in another place, which was Jubbowski's house in Elizabeth St. I don't recollect the number; he slept in one bed in the room and I in another bed. I had that night thirty five dollars in money in a pocket book; it was all paper money - four ten dollar bills and one five dollar bill. I had forty five dollars altogether. When you went to bed what did you do with this money? I had it in my vest pocket. When did you last see it before you went to bed? I looked over it, before I went to bed it was in the pocket - in my vest pocket in a pocket book; it was the inside vest pocket. What did you do with the vest when you went to bed? I put it on the chair near to the bed in the room where I and the defendant were. Before we went to bed the lady of the house lowered the gas a little, but the gas was lit when I went to bed. Was the defendant in bed -

at the time you went to bed? He also was
 about going to bed when I went to bed; he
 went to bed at the same time. I do not know
 if the defendant observed me examining
 my pocket if I had the money. I went to bed
 about ten o'clock and went to sleep. All at
 once, it must have been about one o'clock
 the landlady heard some noise; her name
 is Jablowski; she said the closet is open
 and he (meaning the prisoner) took his things
 away; three of us were sleeping in that
 room, then I got up immediately and the
 other one also, and I looked about my things
 and they were missing, and the other one
 looked about his things and they were missing.
 The landlady was sleeping in the next room.
 The landlady knows the name of the other man
 but I do not; he left and we do not know
 where he went. I looked immediately in my
 vest and the money and the pocketbook
 were taken. There was also a revolver belong-
 ing to me, which was in the trunk, and for
 which I paid five dollars was also taken.
 I saw it two or three days before this night.
 When did you next see the defendant?
 I did not see him again for nearly a
 year. I met him in the street. Did you
 have any conversation with him about this.

When I saw him I said, "Well Ojan, how do you do?" Ojan is his name in Polish.

What did he say? He said, "I don't know you." Then I says, "You are a thief and I will have you arrested now." Then he said, "Well, don't arrest me and I will pay it little by little as I am going to work, as I am getting work. I will pay it every week. I will pay something." Was that all the conversation you had with him? I said, "No, if you pay me immediately the money. I will not wait till you get work and pay it up." Then I said, "we will go to our lodging, come up; and he came with me." Then we were in the room I say, "Now, I want the money you took she. I will have you arrested." He said, "I have no money to give you. Was anybody else there present? There was a lady by the name of Washebsky; she was present; she moved away; she went away to Germany. Did you go and get a policeman then? My wife went and called for a policeman and he was arrested. Cross Examined: How many men slept in the room that night? Three. Was the door locked? Yes, when we went to bed the door was locked. How many doors were there to that room? There is one door communicating with the

Hall - only one door leading to the room.
 By the Court. Ask him how many doors
 to that room? Only one door. Ask him
 now if that door was locked before he
 went to bed that night? The landlady
 locked the door before we went to bed.
 Did she lock them all in? Yes, that door
 was locked, but the door communicating
 with the two rooms that was not locked.
 It was only shut. There are two rooms
 communicating with each other and one
 door to the hall which leads to the two rooms.
 The landlady slept in the ~~bed~~ room
 and there is a door leading from her
 room into the room where the men
 were sleeping. Ask him where he got
 that money? I saved it from my work.
 Had he been living there for a while?
 I was boarding there, my wife was in
 Europe and I lived there till she came
 back. Ask him how long he had been
 living there before he lost the money?

About six months; the defendant
 had been boarding there about four months.

A jury was withdrawn and the def-
 endant pleaded guilty to grand larceny
 in the second degree.

He was sent to the State prison for
 three years and six months.

0396

Testimony in the
case of
John Nickel

Filed
June
1888.

0397

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 Nickel

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

John Nickel
of the crime of GRAND LARCENY IN THE *first* DEGREE, committed as follows:

The said

John Nickel

late of the City of New York, in the County of New York, aforesaid, on the *eightth*
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, in the *night* time of
the same day, *two* promissory notes for the payment of money, being then

and there due and unsatisfied (and of the kind known as United States Treasury notes), of
the denomination of twenty dollars, and of the value of twenty dollars *each* ;

four promissory notes for the payment of money, being then and there due and
unsatisfied (and of the kind known as United States Treasury notes), of the denomination of
ten dollars, and of the value of ten dollars *each* ; *nine* promissory notes for the

payment of money, being then and there due and unsatisfied (and of the kind known as United States
Treasury notes), of the denomination of five dollars, and of the value of five dollars *each* ;

twenty-two promissory notes for the payment of money, being then and there due and unsatisfied
(and of the kind known as United States Treasury notes), of the denomination of two dollars, and
of the value of two dollars *each* ; *forty-five* promissory notes for the payment
of money, being then and there due and unsatisfied (and of the kind known as United States Treasury
notes), of the denomination of one dollar, and of the value of one dollar *each* ;

two promissory notes for the payment of money (and of the kind known as bank notes),
being then and there due and unsatisfied, of the value of twenty dollars *each* ; *four*
promissory notes for the payment of money (and of the kind known as bank notes), being then and
there due and unsatisfied, of the value of ten dollars *each* ; *nine* promissory notes for the
payment of money (and of the kind known as bank notes), being then and there due and unsatisfied,
of the value of five dollars *each* ; *two* United States Silver Certificate of the

0398

denomination and value of twenty dollars *each four* United States Silver
Certificate of the denomination and value of ten dollars *each : nine* United
States Silver Certificate of the denomination and value of five dollars *each : twenty-two*
United States Silver Certificate of the denomination and value of two dollars *each :*
forty-five United States Silver Certificate of the denomination and value of one dollar
each : two United States Gold Certificate of the denomination and value of
twenty dollars *each : four* United States Gold Certificate of the denomination
and value of ten dollars *each : nine* United States Gold Certificate of the
denomination and value of five dollars *each :* ~~and divers coins of a number, kind and~~
~~denomination to the Grand Jury aforesaid unknown of the value of~~ *and one*
pistol of the value of five
dollars

of the proper moneys, goods, chattels and personal property of one *Michael*
Halmikowsky in the dwelling house
of the said *Michael Halmikowsky* then and there being
found, *from the dwelling house aforesaid* then and there
feloniously did steal, take and carry away, against the form of the statute in such case made and
provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0399

BOX:

312

FOLDER:

2965

DESCRIPTION:

Niebuhr, William H.

DATE:

06/28/88



2965

0400

Witnesses,

H. D. Beckman
A. N. Napier

Counsel,

Filed 28

day of June 1888

Pleads

Chas. H. Nichols July 2

THE PEOPLE

vs.

William H. Nichols

(2 cases)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. H. Cannon

Foreman.

L. C. Paul 29/92

[Section 61, Consolidated City
Ordinance of 1888]

0401

Sec. 151.

Police Court 2 District.

CITY AND COUNTY
OF NEW YORK, } ss.

*In the name of the People of the State of New York; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Henri K. Dickinson
of No. 309 Mulberry Street, that on the 23 day of March
1888 at the City of New York, in the County of New York

*William H. Niebuhr did unlawfully
violate the law relating to the erection
of a tenement house on the north
west corner of 10th Avenue and 90th Street
by dividing the light shaft so that two
rooms on each floor remain be dark
and not properly ventilated.*

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 2 day of April 1888

H. Dickinson

POLICE JUSTICE.

0402

1410 & 121.54

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henri D. Dickinson
vs.

William H. Kiebur

Warrant-General.

Dated April 2 1888

Robert M. Patterson Magistrate

Alberus Wood Officer.

The Defendant
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

J M Patterson Police Justice.

Dated _____ 188

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

The within named

0403

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

Henri D. Dickinson of 309 Mulberry Street, in the City of New York, being duly sworn says, that he is over the age of 21 years, is a Civil and Sanitary Engineer and an Inspector of the Health Department of the City of New York; that deponent is especially detailed to the inspection of tenement and lodging houses, and of other new buildings in course of erection in the City of New York, and of the light and ventilation, drainage and plumbing work of such buildings; that on or about the 8th day of December 1887, a permit to erect a tenement house upon the lot of land situated on the north west side of corner of 10th Avenue and 98th Street

from the side of in the City of New York, and extending thence about feet, known by the Numbers

about 26 feet and 8 inches in width on the Avenue and about 84 feet in depth on the north side of 98th Street

was granted by the Board of Health of the City of New York, upon and in accordance with the conditions of a Plan No.

5655 and of the application therefor, entitled "An application to the Health Department to approve Plan for light and ventilation of proposed tenement house", which said Plan and Application were filed with and submitted to the said Board of Health, by and on the part of William H. Niebuhr of No. 410 E. 120th Street

the owner of the said land as deponent verily believes,

under and pursuant to the following laws of the State of New York, to wit: the Act, entitled "An Act for the regulation of tenement and lodging houses in the Cities of New York, and Brooklyn," passed May 14th, 1867, being Chapter 908 of the Laws of 1867, as amended by Chapter 504 of the Laws of 1879, passed June 16th, 1879, and by Chapter 399 of the Laws of 1880, passed May 26th, 1880, and also pursuant to Sections, Nos. 661, 662 and 663 of the "New York City Consolidation Act of eighteen hundred and eighty-two," being Chapter 410 of the Laws of 1882, passed July 1st, 1882, as amended by Chapter 84 of the Laws of 1887, passed March 25th, 1887, and by Chapter 288 of the Laws of 1887, passed May 6th, 1887; that after such permit was issued a tenement house was erected upon said lot of ground by the said William H. Niebuhr the owner and builder thereof, and the same is partly finished

Deponent further says, that the said tenement house so far as built is in violation of the said laws and of the conditions of the said Plan and permit; that in the said application it was stated that the percentage of lot to be covered by the proposed tenement house should not exceed per cent.; that no additional structure will be on the said lot; that the distance from the extreme rear of the house to the rear line of the lot would be feet; that each living room would communicate directly with the external air; that the size of the said lot was

26 8/12 feet wide by 84 feet deep respectively, and that the size of the proposed tenement house would be 26 8/12 feet wide by 80 feet deep; that the said house

would each accommodate nine families; that it appeared upon the said Plan that a light shaft containing about, and not less than, 51 square feet of open space would be constructed on the northerly side of said house to light and ventilate the three inside rooms on each floor on said north side of said tenement house and it was stated in said application that the said inside rooms would be lighted and ventilated and the halls would also be lighted and ventilated by a shaft containing 51 square feet, which were conditions of approval of the said Plan and upon which the said Permit was granted and that another of said conditions is that "no alteration in the light and ventilation of the premises for which this permit is granted shall be made except upon the express written approval of the Board of Health; that without the said conditions the said Plan would not have been approved and the said

0404

Permit would not have been granted

Deponent further says that on the 23rd, 27th ²⁹ day of March ^{2nd day of} 1888, and at divers times prior thereto deponent inspected the said building which the said William H. ^{eluc} Niebuhr

has erected and is now erecting

for the purposes of a tenement house and found that the said William H. Niebuhr

had then and there erected the said tenement house in wilful violation of the said Laws and of the said Plan and permit of the said Board of Health, so-as-to-cover-about ~~per-cent of the said lot respectively~~

and had unlawfully omitted and neglected to construct the said light shaft containing 51 square feet of open space to light and ventilate the said inside rooms, but had only constructed a shaft containing about 18 square feet and had partitioned off the balance of the space for a runway or Elevator; that thereby two of the said inside rooms on each floor are made dark rooms and the said inside rooms and halls have not the light and air shaft and the light and air required by the said Plan and Permit

0405

and that the halls do not open directly to the external air with suitable windows with no room or obstruction at the end but the halls are obstructed at the ends ~~and have no windows.~~

Deponent further says that the said inside rooms which are to be used for bedrooms and living rooms as deponent is informed and believes, did not have and will not have ~~any~~ direct communication ^{required by said permit} with the outer air ~~when the entrance through the adjoining rooms is closed and the doors on either side of the said tenement house are built upon~~ and that the said tenement house built as aforesaid in violation of the said laws will not have the light and air which would have been secured to ~~it~~ if the said plan and permit had not been violated and that all of the said violations greatly reduce the light and air for the said inside rooms ~~and for the water closet, apartments~~ and obstruct freedom of circulation of fresh air in and around the said tenement house ; that no permit for such construction of said tenement house has been or would be granted by the said Board of Health and that as deponent is informed and believes the said tenement house built as aforesaid in violation of the ~~laws~~ laws will be prejudicial to the health of the occupants thereof.

Deponent further says that the aforesaid violations of the said Law and of the said Plan and permit existed on the 23rd day of March 1888, and prior thereto, and that such violations have continued on each and every day thereafter, up to and including the Second day of April 1888, and still exist.

Sworn to before me this 2nd day
of April 1888.

W. A. Dickinson
A. M. Putnam

Police Justice.

W
Police Court, 2 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry D. Harrison

against

William H. Pickens

Affidavit, Violation of the Laws
Regulating the Construction of
Tenement and Lodging Houses.

Chap. 410, of Laws of 1882, &c.

W. H. Pickens Magistrate.

Officer.
Sanitary Squad.

Witnesses, C. H. Waples
No. 309 Mulberry St

No.

§ to answer

0407

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

William H. Niebuhl

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. *William H. Niebuhl*

Question. How old are you?

Answer. *75 years old*

Question. Where were you born?

Answer. *Germany*

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

Answer. *410, E. 120 St. 2 years*

Question. What is your business or profession?

Answer. *Builder*

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 and
I demand a trial by jury*

W. H. Niebuhl

Taken before me this

day of

188

David C. McKeely Police Justice.

0408

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

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

Dated April 17 188..... Police Justice.

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

Dated..... 188..... Police Justice.

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

Dated..... 188..... Police Justice.

0409

VV 265
Police Court 2 604 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henri D. Dickinson
309 Mulberry
Wm H. McLean

1
2
3
4

Offence Violation of Law
Relating to Unlawful
and going to work

BAILED,

No. 1, by Herman Schumuck
Residence 306 E 126 Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated April 17 188
Patterson Magistrate.

Harold
Carr Officer.
Precinct.

Witnesses A. W. Napier
No. 309 Mulberry Street.

Wm P. Pender
No. 201 North Street.

No. Street.

\$ 30.00

Bailed

0410

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

Henri D. Dickinson of 309 Mulberry Street, in the City of New York, being duly sworn says, that he is over the age of 21 years, is a Civil and Sanitary Engineer and an Inspector of the Health Department of the City of New York; that deponent is especially detailed to the inspection of tenement and lodging houses, and of other new buildings in course of erection in the City of New York, and of the light and ventilation, drainage and plumbing work of such buildings; that on or about the 8th day of December 1887, a permit to erect four tenement houses upon the lot of land situated on the west side of 10th Avenue distant about 27 feet north from the north side of 98th Street in the City of New York, and extending thence northerly about 100 feet, known by the Numbers

was granted by the Board of Health of the City of New York, upon and in accordance with the conditions of a Plan No. 5657 and of the application therefor, entitled "An application to the Health Department to approve Plan for light and ventilation of proposed tenement house", which said Plan and Application were filed with and submitted to the said Board of Health, by and on the part of William H. Niebuhr of No. 410 East 120th Street

the owner of the said land as deponent verily believes,

under and pursuant to the following laws of the State of New York, to wit: the Act, entitled "An Act for the regulation of tenement and lodging houses in the Cities of New York, and Brooklyn," passed May 14th, 1867, being Chapter 908 of the Laws of 1867, as amended by Chapter 504 of the Laws of 1879, passed June 16th, 1879, and by Chapter 399 of the Laws of 1880, passed May 26th, 1880, and also pursuant to Sections, Nos. 661, 662 and 663 of the "New York City Consolidation Act of eighteen hundred and eighty-two," being Chapter 410 of the Laws of 1882, passed July 1st, 1882, as amended by Chapter 84 of the Laws of 1887, passed March 25th, 1887, and by Chapter 288 of the Laws of 1887, passed May 6th, 1887, that after such permit was issued 4 tenement houses were erected upon said lots of ground by the said William H. Niebuhr the owner and builder thereof, and the same are partly finished

Deponent further says, that the said tenement houses so far as built are in violation of the said laws and of the conditions of the said Plan and permit; that in the said application it was stated that the percentage of lot to be covered by the proposed tenement houses should not exceed 78 per cent.; that no additional structure will be on the said lot; that the distance from the extreme rear of the house to the rear line of the lot would be 17 2/12 feet; that each living room would communicate directly with the external air; that the size of the said lots was 25 feet wide by 84 feet deep respectively, and that the size of the proposed tenement houses would be 25 feet wide by 66 feet deep; that the said houses would each accommodate nine families;

That one of the conditions in the Application for said Permit, and without which the said Permit would not have been issued, was "that the rear rooms of the said houses will have no projection or arches or divisions of any kind."

0411

Deponent further says that on the 24th day of March 1888, and at divers times prior thereto deponent inspected the said building S which the said William H. Niebuhr

has erected

for the purposes of tenement houses and found that the said William H. Niebuhr

had then and there erected the said tenement houses in wilful violation of the said Laws and of the said Plan and permit of the said Board of Health, so as to cover about _____ per cent. of the said lot respectively,

and in wilful violation of the said condition upon which the said Permit was issued, and has unlawfully constructed in the rear rooms on each floor in each of the said four tenement houses, a wall, projection and division projecting from the side walls at about the middle of each of said rooms and extending from the floor to the ceiling and outwards from the side walls into the said rooms, a distance of about two feet on the one side and one foot and four inches from the opposite side wall and has thereby in violation of said Permit, divided said rear rooms into two rooms and has constructed an inner and alcove room without a window opening to the external air, in each Flat or set of Apartments and without constructing light shafts to light and ventilate the said inner and alcove rooms _____

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that each of the said tenement houses covers more than 65 % of the lot upon which the same stands and that the halls do not open directly to the external air with suitable windows with no room or obstruction at the end but the halls are obstructed at the ends and have no windows.

Deponent further says that the said inside rooms which are to be used for bedrooms and living rooms as deponent is informed and believes, did not have and will not have any direct communication with the outer air when the entrance through the adjoining rooms is closed; and the lots on either side of the said tenement house, are built upon and that the said tenement house built as aforesaid in violation of the said laws will not have the light and air which would have been secured to ~~them~~ if the said plan and permit had not been violated and that all of the said violations greatly reduce the light and air for the said inside rooms and for the water-closet, apartments and obstruct freedom of circulation of fresh air in and around the said tenement house; that no permit for such construction of said tenement house has been or would be granted by the said Board of Health and that as deponent is informed and believes the said tenement house built as aforesaid in violation of the laws will be prejudicial to the health of the occupants thereof.

Deponent further says that the aforesaid violations of the said Law and of the said Plan and permit existed on the 23^d day of March 1888, and prior thereto, and that such violations have continued on each and every day thereafter, up to and including the 27th day of March 1888, and still exist.

Wm. D. Dickerson

Sworn to before me this 30 day
of March 1888.

J. M. Platts

Police Justice.

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Police Court, 2^d District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry D. Dickinson

against

William H. Schickel

Affidavit, Violation of the Laws
Regulating the Construction of
Tenement and Lodging Houses.

Chap. 410, of Laws of 1882. &c.

William H. Schickel Magistrate.

Officer.
Sanitary Squad.

Witnesses. C. H. H. Chapin
No. 309 Mulberry St.

No.

§ to answer.....

04 14

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William H. Meubner 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.

William H. Meubner

Question. How old are you?

Answer.

35 years old

Question. Where were you born?

Answer.

Germany

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

Answer.

410 E 120 St. 2 years

Question. What is your business or profession?

Answer.

Builder

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 and
I demand a trial by jury*

W. H. Meubner

Taken before me this

day of

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Police Justice.

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Sec. 151.

Police Court 2 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Henri W. Dickinson
of No. 309 Mulberry Street, that on the 27 day of March
1888 at the City of New York, in the County of New York,

William H. Niebuhr did wilfully violate Chapter 410 Laws of 1882 of the State of New York, relating to the Construction of Tenement and Lodging Houses by constructing projections from side walls and windows and above doors without providing opening to the exterior air as now building permitted by Section 10 of Article 98 of the

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 30 day of March 1888

J M Patterson POLICE JUSTICE.

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410 E 120 St N. 10. Cor
98 W 10
Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry D. Dickinson

vs.

William H. Niebuhr

Warrant-General.

Dated March 30 1888

Jacob M. Patterson Magistrate

John D. Farrell Officer.

The Defendant William H. Niebuhr
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

John D. Farrell Officer.

Dated April 17 1888

This Warrant may be executed on Sunday or at
night.

McClure Police Justice.

Dated

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having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Police Justice.

The within named

2020 A.M. 25: M. Henry
Quicker & you 410 E. 120 St

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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.....

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

Dated April 17 1888 Sam C. Kelly Police Justice.

I have admitted the above-named.....

Alfred J. Smith
to bail to answer by the undertaking hereto annexed.

Dated April 17 1888 Sam C. Kelly Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated.....188..... Police Justice.

Pauley

0419

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William H. Niebuhr

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

Indictment accuse

William H. Niebuhr of a
Misdemeanor

~~of the crime of~~

committed as follows:

Heretofore, to wit: on the 8th day of December, 1887, the Board of Health of the Health Department of the City of New York, pursuant to the power and authority by law invested in it, upon the application of the said William H. Niebuhr, duly issued to him a permit to erect a building for the purposes of a tenement house upon a certain lot of land situated on the north west corner of Tenth Avenue and Ninety-eighth Street, in the Twelfth Ward of said City, the said Board of Health having first examined, considered and approved a certain plan theretofore duly submitted and filed with the said Board of Health by the said William H. Niebuhr, for the light and ventilation of the said building, by which said plan it was

amongst other things stated, set forth, required and proposed that each living room of the said building so to be erected, constructed and built, should communicate directly with the external air; that a light shaft containing about, and not less than fifty one square feet of open space should be constructed on the northerly side of said building to light and ventilate the three inside rooms on each floor on said side of said building and that such inside rooms should be lighted and ventilated, and the halls of said building also be lighted by a shaft containing fifty one square feet of open space.

And the said William H. Niebuhr, late of the city and county aforesaid, afterwards, to wit: on the twenty-third day of March 1888, at the city and county aforesaid, no alteration in the light and ventilation of said building having been, meanwhile or at any time, made by or with the approval or permission of the said Board of Health, did unlawfully construct, erect and build the said building for the purposes of a tenement house, upon the said lot of land, and for which the said permit was so issued as aforesaid, in violation of law and of the said plan so approved as aforesaid, and did unlaw-

fully cause, suffer, and permit the same to be so constructed, erected and built, by them and there unlawfully, wholly neglecting and omitting to construct, or cause or procure to be constructed the said light shaft so required by the said plan to light and ventilate the said inside rooms; and by them and there unlawfully constructing and causing and procuring to be constructed, a shaft containing but eighteen square feet for the purposes aforesaid; and also, by unlawfully constructing, erecting and building the said building, and causing and procuring the same to be so constructed and erected, that each living room ^{therein} and thereof did not communicate with the external air, and the said inside rooms were not lighted and ventilated by a shaft containing fifty one square feet of space and the same violation of law as hereinabove alleged he the said William H. Niebuhr there and on each and every day thereafter to the day of the filing of this indictment there unlawfully did continue, 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.

Witnesses,

H. D. Dickinson

A. N. Napier

Counsel,

Filed

28 day of June 1888

Pleads,

Chas. H. Smith, Jr.

THE PEOPLE

vs.

William H. Dickhut

(2 cases)

JOHN R. FELLOWS,

District Attorney.

A True Bill

H. H. Hammond

Foreman.

Filed April 29/92

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Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William M. Richardson

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

Indictment accuse William M. Richardson of a

Misdemeanor,

~~of the crime of~~

committed as follows:

The said William M. Richardson,

late of the City of New York, in the County of New York, aforesaid, on the

eighteenth day of December, in the year of our Lord one thousand
eight hundred and eighty-seven, at the City and County aforesaid,

did unlawfully build, and cause and procure to be built, upon and certain contiguous and adjoining lots of land situated in the Twelfth Ward of the said City of New York, to wit: on the west side of the public street and common highway there, known as the South Avenue, being of the width of twenty five feet and of the length or depth of thirty four feet, and not being corner lots, upon certain contiguous and adjoining continuous

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building for the purposes of ten-
ement houses, each of such building
occupying more than sixty five per
centum of the lot upon which the
same was built as aforesaid, in
violation of the statute in such case
made and provided; and the same
violation in the said William H. H. H.
then, and on each and every day
thereafter to the day of the signing
of this indictment, there unduly
did continue; against the peace of
the People of the State of New York,
and their dignity.

John A. H. H.,
District Attorney

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BOX:

312

FOLDER:

2965

DESCRIPTION:

Nolan, James J.

DATE:

06/26/88



2965

Witnesses:

Off. Neely
23rd St.

715
Court of Oyer and Terminer

Counsel,

Filed, 26 day of June 1888

Pleads, Not Guilty 28

THE PEOPLE,

vs.

VIOLETION OF EXCISE LAW

(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1989, Sec. 3.]

B
James J. Nolan

JOHN R. FELLOWS.

District Attorney.

Transferred to the Court of Special Sessions for trial and final dis-

True Bill.

Dated

Michael J. Foreman.

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Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
James J. Nolan

The Grand Jury of the City and County of New York, by this indictment,
accuse *James J. Nolan*
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 *James J. Nolan*
late of the City of New York, in the County of New York aforesaid, on the
twenty-seventh day of *May* 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,
District Attorney.