

04 12

BOX:

310

FOLDER:

2949

DESCRIPTION:

diCesare, Andrea

DATE:

06/13/88



2949

Paul fixed by
Gundelshutene at
1000 - June 18/87

04 15

Police Court 1st District.

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

of No. 757 2nd Avenue Street, aged 27 years,
occupation Barber being duly sworn
deposes and says, that on the 22nd day of May 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Michael
Dilescam (now here) who
willfully pointed a gun
and discharged it, missing an
eyebrow, & 757 from a revolving
pistol then and there held in
both hands. Of the said Perrone
Dilescam

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

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

Sworn to before me, this 22 day }
of May 1888 } Perrone Mariano
W. A. Bode Police Justice.

04 16

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

Andrea Silesanu 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. *Andrea Silesanu*

Question. How old are you?

Answer. *27 Years -*

Question. Where were you born?

Answer. *Italy*

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

Answer. *1046 9th Ave. 2 Years*

Question. What is your business or profession?

Answer. *Barber*

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 of
the Charge*

Di Cesare Andrea

Taken before me this

day of

188

Police Justice.

0417

B. J. P. O.
No. 1, by *Wm. J. McManis*
Residence *319 West 128* Street
No. 2, by _____
Residence _____ Street
No. 3, by _____
Residence _____ Street
No. 4, by _____
Residence _____ Street

205 113
Police Court H. District
THE PEOPLE, &c.
ON THE COMPLAINT OF *City of New York*
Medicine 100000
7500
Michael De Lantini
Defendant
Offence *Assault*
Date *May 22* 1888
Magistrate *W. J. McManis*
Precinct *21*
Witnesses *John J. McManis*
No. *313 West 320* Street
RECEIVED
No. *Michael J. McManis* Street
519 E 29 St
James J. McManis
No. *188* Street
to answer *May 24*
4. 24 W. J. McManis
100000
see list inside

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

Michael J. McManis

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

Dated *May 24* 1888 *W. J. McManis* Police Justice.

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

Dated *May 25* 1888 *W. J. McManis* 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.

04 18

PART I.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To

of No.

Street,

GREETING :

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

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

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *July* in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

04 19

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

being duly sworn, deposes and says he

Subpoena, of which the within is a copy, upon

_____ on the _____ day of _____

188 , by _____

I cannot attend as I am
sick ahead
Officer Schlottman
2nd Precinct

Sworn to before me, this _____ day _____
of 188 _____

Notary Public,
N. York

Court of General Sessions
City and County of New York

The People vs
- agt -
Andrew Di Cesare

To Hon John D. Fellows
Dist. Atty. ^{and County} City of New York

Sir
You will please take notice
that upon the annexed affidavits
and the minutes of the trial, a
motion will be made before
Hon Frederick Smyth Recorde
and Justice of the Sessions at his
Chambers City Hall City of New-
York on the 6th day of December
1888 - at Ten O'clock in the forenoon
of that day, or as soon thereafter
as counsel can be heard, for an
order granting Andrew Di Cesare
the above named defendant a
new trial upon newly discovered
evidence, and for such other order
or relief as to the Court may seem
just.

Isidore Keyes
Nov 30th 1888

Yours &c
Magnus D. Curtis
Atty for deft.

Court of Sessions

City and County of New York

%-%-%-%-%-%-%-%-%-%-%-%-%-%-%-%

The People of the State of New York%

-against-

Andrea Di Cesare.

%-%-%-%-%-%-%-%-%-%-%-%-%-%-%-%

City of Brooklyn

County of Kings SS

Marquis D. Curtis being duly sworn says; I am the attorney for the above named defendant who I am informed, is now serving a sentence of four and a half years in State prison having been committed ~~in this court~~ before Hon. Recorder Smyth and a jury in this Court in the month of July last of a charge of assault in the second degree upon the complaint of one Person as appears by the record. I am also informed and verily believe such information to be true, that diligent efforts have been made by the father and brother of defendant to procure necessary witnesses and evidence of the assault and that such witnesses could not be found until the month of September last.

The evidence of said witnesses is herewith presented and I verily believe had such evidence been produced upon the trial of defendant it would probably have changed the verdict and by reason of the failure to procure such evidence at the time of the trial of defendant his substantial rights have been prejudiced.

I therefore pray the order of this Court granting the defendant a new trial upon such newly discovered evidence

as ordering to the rules and practices of this Court.

No previous application has been made for this order.

Sworn to before me, this :

30 day of Nov. 1883

M. D. Curtis

Wendell Kennedy
Care of Reed
City of Brooklyn

City of Brooklyn
County of Kings

I reside ^{at 1846 Ninth Ave} ~~at 1846 Ninth Ave~~ ^{City of New York} ~~City of New York~~
being fully aware that I am
the father of Andrew Di Cesare
in the month of September
last I overheard a conversation
in my shop No. 1846 Ninth
Avenue City of New York between
some ^{talking in Spanish} parties about an Italian
that was shot in 32! Street
some time before.

I at once had a suspicion
that they referred to my son
and through an ^{American} interpreter
I questioned them and found
their names to be Martin Gutierrez
of Brooklyn and Joseph Diis
of New York ^{who of affidavit appeared}. I inquired of
them their address but they
did not want to give it fearing
they would have trouble some
way. After considerable talk
with them they gave their
addresses. After a while I
was advised to hunt up
the said witnesses and get
a full statement from

them of what they knew
about the shooting.

I then went to my lawyer
and he called the said
witnesses and took their
statements which are
hereto annexed.

I had used all the efforts
in my power to find some
evidence of the shooting to
use upon the trial, but up
to this time had not been
able to find any of them.
and the new evidence of the
facts surrounding the shooting
has been discovered since the
trial and is not cumulative
and the failure to produce it
upon the trial was not the
want of due diligence.

I pray the order of this Court
for a new trial upon newly
discovered evidence.

Subscribed before me Francis J. McGowan
this 26 day of Nov 1888

Wendell Brown
Clerk of Court
City of Brooklyn

City of Brooklyn
County of Kings 1/1

Jose Di Cesari
being duly sworn says: -
I am a brother of the said
Andreas Di Cesari, ^{and reside with my father} I was
present when some men
were talking in my father's
shop about an Italian
having been shot on 32nd
St. and I heard them give
their names and finally
their residences.

I afterwards with my
father found them out
and they came before
a lawyer and made their
statements which are
hereto annexed.

I searched diligently
to find witnesses of these
affairs and found them.
Previous to the trial the
attorney who defended the
prisoner said he would
search up the witnesses
and as I and my father
could not speak English

of them chasing ~~chasing~~ after a man who was trying to get

we could not find out
the witnesses. But we had
three witnesses in the Court
at the time of the trial whom
the Attorney failed to call to
the stand - Now we have
these two in addition to the
three who were not called
to the stand, all of whom
can show that defendant
was acting in self defense
when he was shot, and
when he returned the shots
that were fired at him.

Subscribed before me } Giuseppe Di Cesare
this 26 day of Nov 1911 }
J. Gordon Lindsey
Clerk of Circuit
City of Brooklyn

City of Brooklyn

County of Kings SS.

Gullogo Spallini being duly sworn says; I reside upon ^{the} Boulevard between 109 and 110 Streets City of New York, on the 22nd, day of May 1888 to look for work that had been promised me by Peroui . I waited outside for DiCesare to go in and find out if Mr. Peroui was in, and if he could give work. Very soon after I heard three or four pistol shots on the street. and I went up to where I heard the shots I saw Peroui running away and, and I saw the policeman take hold of DiCesare, the crowd then scattered and ran. I then went to the house of DiCesare and told them he was arrested. I saw Peroui have his hand upon his pistol pocket when he was running away.

Subscribed and Sworn to before me :

this 24 day of November 1888. :

Wm. J. Gordon
Care of Deeds
City of Brooklyn

Gullogo Spallini
his
Mark

City of Brooklyn

County of Kings SS.

Joseph Dias being duly sworn says; I reside at No. 21 Minetta Lane City of New York. I was on 32nd, street between first and second Avenues City of New York on the 22nd, day of May 1888 and I saw the crowd of Italians about five or six of them chasing ~~chasing~~ after a man who was trying to get

away, from them and who I afterwards learned was Andrea Di Cesare, the defendant. The tall man in the lead of the crowd shot at defendant and missed him, then the defendant got behind a large telegraph pole for protection. Then another shot was fired at him and hit him in the back of his leg. He threw up his arms and cried out with pain and dropped his hat; the Italian woman picked it up and tore it with her teeth and acted like a person crazy with rage and passion

Then the crowd of Italians cried out "Kill him! Kill him." and they began to fire shots at him from behind and all round

Several shots were fired at him. Finally the man fired a shot at the crowd and just then a policeman came up and the crowd of Italians scattered and put up their pistols and run in all directions, but the man who had been attacked stood his ground and let the policeman take him. I believed that the man at the telegraph pole would certainly be killed, for the crowd shot all around him, and from their manner I believe they meant to kill him. He tried all he could to run away from them but they would not permit him to get away.

I was not called upon as a witness at the trial of Andrea Di Cesare who I am informed has been committed for assault in the Second degree.

Subscribed and Sworn to before me :

this 24 day of November, 1888. :

Joseph H. Davis

J. H. Davis
Corn of Wood
City of New York

COURT-OF GENERAL SESSIONS

..).).).).).).).).).).).).).).).):

The people of the State of New York :

-against-

Andrea Di Cesare.

..).).).).).).).).).).).).).).):

City of Brooklyn

County of Kings SS.

Martin Gutirz

Being duly sworn says I reside at No. 107 Tillery Street
in the City of Brooklyn.

On the 22nd, day of May 1888 I was upon 32nd, St. near
First Ave., in the City of New York. I saw a man there who
I afterwards learned was Andrea DiCesare, the defendant and
prisoner. He was trying to get away from a crowd of Italian
people , five or six men and one woman. These people were
chasing him up with weapons and he was running away. Those
people were making a great outcry that they would kill him,
(meaning DiCesare, the defendant) and the leading man of the
crowd a dark complexioned man with a black moustach fired a
shot at DiCesare and missed him. Then DiCesre ran behind a
telegraph pole and tried to protect himself from the shots.

The crowd ran upon him. Then another man fired another shot
at defendant and hit him in the leg from behind, and immediate-
ly the thrid man(short in stature) fired another shot at defen-
dant Then a woman ran up with a stillet o at defendant. The d
defendant was hemmed in among the crowd, who tried to get away
but could not, finally he fired a shot.

at them, when they were again coming upon him. During this time the man DiCesare (defendant) had been crying out with pain from the shot in the leg, somewhere about the knee, and threw his arms up and cried for help. Then a policeman came up and the Italian crowd all ran away.

Defendant stood still holding his pistol in his extended hand, . The others had put their pistols in their pockets when they ran. I knew this crowd of Italians, by sight, when they were shooting at defendant. It was the barber and his wife, and the boy, and another man, I had seen around there. I thought they would kill defendant before the policeman came up. They shot at him from front and behind, and he had to hug a telegraph pole for protection and did all he could to defend himself and did not fire until he was in immediate danger of being killed.

I was not called as a witness at the trial of Andrea DiCesare, who I am informed was committed of assault in the second degree, and is now serving a term of imprisonment in States Prison.

Subscribed and sworn to before me
this 24 day of November 1883.

Martin J. Kelly

Wm. J. Kelly
Com. of Deeds
City of Providence

The affiant
has many friends
to bring this Motion
before the Court
- of 84th St. 74
to bring this Motion
before the Court
Therefore he deems

July 9/1897
10/1/1897

Public of General Sessions
and County of New York

The People vs.

agst

Andrea Dicesare

affidavit and Motion for New
Trial

M. D. Curtis

Att'y for Motion

377 Fulton St.

Brooklyn N. Y.

Due and timely service of a

Copy within is hereby ad-

mitted

John V. Fellows and Atty

Delia N. N. 1888

Motion Denied

July 9/1897

The affiant is a member of the Court of General Sessions of the City and County of New York and County of New York

The People &c.

against

Andrea DiCesare

affiant

Affidavit its and Motion for New

trial

M. D. Curtis

Atty for Motion

377 Fulton St.

Brooklyn N. Y.

Due and timely service of a

Copy within is hereby ad-

mitted

Dated N. Y. 20th November 1888

Motion denied

Aug 9, 1889

The affiant is a member of the Court of General Sessions of the City and County of New York and County of New York

The People &c.

against

Andrea DiCesare

affiant

Affidavit its and Motion for New

trial

M. D. Curtis

Atty for Motion

377 Fulton St.

Brooklyn N. Y.

Due and timely service of a

Copy within is hereby ad-

mitted

Dated N. Y. 20th November 1888

Motion denied

Aug 9, 1889

*The affidavits
are manifestly
to bring this motion
within the Regu-
latory Stat. of
the Case of Criminal
The motion for
to be heard now
Therefore be denied*

Court of General Sessions

City and County of New York

The People &c.

vs.

Andrea DiCesare

Affidavit and Motion for New

Trial

M. D. Curtis

Atty for Motion

377 Fulton St.

Brooklyn N. Y.

Due and timely service of a

Copy within is hereby ad-

mitted

Dated N. Y. 30th November 1888

Motion Denied

Decy 9, 1889

John P. Fellows Esq. Atty

for

1888

District Attorney's Office,
City and County of New York.

City and County }
of New York, } ss.

Paolo Perrone
of No. *313 East thirty second* Street, aged *forty* years,
occupation *Shoemaker* being duly sworn, deposes and says,
that on the *twenty second* day of *May* 188*8*, at the City of New
York, in the County of New York, State of New York, Andrea di Caesaro

with force and arms in and upon the body of the said Paolo Perrone
in the peace of the said People, then and there being feloniously
did make an assault with an intent to kill a human being and to or
toward ^{Him} ~~and against~~ the said Paolo Perrone did present and aim a
certain pistol or revolver or firearm then and there loaded and
charged with gunpowder and lead which the said Andrea do Caesaro
then and there had and held the same being then and there likely
to produce death and wilfully and feloniously did then and there
shoot off and discharge the said loaded fire arm with intent him
the said Paolo Perrone, thereby then and there feloniously and
wilfully to kill by means of the said loaded firearm being a
deadly weapon then and there likely to produce death as aforesaid.

Subscribed and Sworn to before me :
this 1st day of June, 1888, I hav-:
-ing first Sworn Nicola Ivone an :
interpreter to truly translate the :
same from English into Italian to :
the deponent who is a foreigner :
and an Italian not understanding :
the English language and he having :
first duly translated the same. :

Paolo Perrone

John A. Amundson,
Notary Public (16),
N.Y. Co.

DISTRICT ATTORNEY'S OFFICE,
City and County of New York.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carlo Perrone
313 East 30th St

Andrea di
Caesars

Offence

Dated 188

X Witnesses, *Giuseppe Catena*

No. *756 Second Ave* Street,
New York

X *Michaelo Dominico*

No. *579 East 29th* Street,

New York N.Y.

Antonino Maculodo

No. *756 Second Ave* Street,

New York N.Y.

0436

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

November 9, 1890.

Sir:

Application for Executive clemency having been made on behalf of Andre Di Cesare who was convicted of assault 2nd degree in the county of New York and sentenced July 20, 1888, to imprisonment in the Sing Sing Prison for the term of four years, five months, I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams.

Private Secretary.

Hon. Frederick Smyth,

New York City.

0437

Mr
Dec 8/90
H

COURT OF GENERAL SESSIONS.

-----X
 :
 The People :
 :
 against : Motion by defendant for a new
 : trial on the ground of new-
 : ly discovered evidence.
 Andrea di Cesare. :
 :
 -----X

MEMORANDUM OF PEOPLE IN OPPOSITION.

This indictment and conviction arose from a shooting affray between a number of Italians at 32d Street and First Avenue on the 22d of May, 1888.

The defendant Cesare fired two shots from a revolver at one Mariano Perrone and wounded him in the right leg. Thereupon Paola Perrone a brother of Mariano, fired at Cesare and wounded him. Cesare was convicted of assault in the second degree upon Mariano Perrone and Paola Perrone was convicted of assault in the second degree upon the defendant Cesare. Both are now in State Prison.

In the main the witnesses for the prosecution in the case of Cesare became the witnesses for the defense in the case of Perrone, and the witnesses for the defense in the case of Cesare became the witnesses for the prosecution in the case of Perrone. All of the persons present at the shooting, whom the witnesses examined, knew of, testified for or against in either one of the two cases.

I have carefully examined the moving affidavits, and I respectfully submit that there is nothing whatever contained in them that would justify the granting of

this motion. Indeed, I am somewhat surprised that this motion should have been made upon such affidavits as are presented to the Court.

There is no new testimony revealed or discovered, and conceding all that the affidavits of Spallini, Dias, and Gutirz, contain, to be true statements, yet they ~~contain~~^{show} nothing new, for all that these affidavits contain was testified to, over and over by the various witnesses at the trial, excepting a few statements which I will show to be not true in fact.

The affidavit of Spallini merely shows that he heard three or four pistol shots in the street and that he saw Perrone running away. ^{and it was proven at the trial} That is not disputed.

The affidavit of Dias states "several shots were fired at him (meaning, I presume, the defendant). Finally the man fired a shot at the crowd, and just then a policeman came up and the crowd of Italians scattered and put up their pistols and run in all directions, but the man who had been attacked stood his ground and let the policeman take him."

The affidavit of Gutirz states "defendant stood still, holding his pistol in his extended hand."

Officer Lyden testified at the trial that he arrested the defendant Cesare in a street car; that Cesare jumped on the car endeavoring to escape; that when he got into the car he dropped a pistol out of the open window and when arrested in the car he had one or more razors upon his person.

Consequently the aforesaid affiants must be mistaken.

It is conceded that Paola Perrone fired at and wounded the defendant Cesare in the leg and for that offense Perrone is now serving his sentence. That certainly would not alter the verdict. Nor is there any statement which the affiants make in their affidavits that testimony was not given of on the trial, excepting the aforementioned statement of which the officer's testimony was in contradiction.

There is a statement in the affidavit of Jose di Cesare that the defendant had three witnesses in court at the time of the trial who were not called upon to testify by the defense. That is not the fault of the prosecution; it is ^{if anything} the negligence of the ~~prosecution~~ ~~defense~~ defense.

^a
~~The~~ peculiar feature of the three affiants, Spallini, Dias and Gutirz, is that two of them reside at places in the city remote from the scene of the shooting, and one resides in the City of Brooklyn.

The minutes of the trial not having been furnished to the Court or the District Attorney by the moving party I am unable to make further comparisons, but I am clear in my recollection of the trials that a great number of witnesses were examined in both cases, the trials occupying several days, and that nothing which the alleged newly discovered witnesses could prove ~~could~~ ^{would} possibly alter the verdict in the defend-

0441

4

ant's case.

Respectfully submitted,

JOHN W. GOFF,

Assistant District Attorney

0442

Court of General Sessions

THE PEOPLE OF THE STATE OF
NEW YORK,

against

Andreas di Cesare

*Memorandum of People
in Opposition to Motion for
a New Trial.*

JOHN R. FELLOWS,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY.

filed Jan'y 9. 1888

R. FLOYD CLARKE.

Clarke & Culver,

FREDERIC F. CULVER.

ATTORNEYS AND COUNSELLORS,
146 BROADWAY.

New York, June 1st 1888

John H. Lindsay Esq.
Dist. Atty's Office - City

Dear Sir

Enclosed please find ^{now pending} 2
2 informations in the 1 & 3
of above matters -

To make it clear -

Antonino Russo & Andrea di Cesare have
had a dispute and latter quarrel respecting a
letter of Cesare's which he claims was stolen by
Russo - Cesare prosecuted ~~Russo~~ under U.S.
Law - Paolo Perrone helped Russo and got him
out on bail - next day May 22/88 Andrea
went to Russo's house No. 1756 Second Avenue
took out a revolver and tried to shoot him pistol
missed fire 3 times she was then out on sidewalk
and door closed (complaint 3) he then said I've
missed you but I go to kill Perrone - went up
to Perrone's met him and tried to kill him
(complaint 1) Perrone's brother defended him &
shot Andrea (complaint of Andrea) Andrea shooting
also at him (complaint 2) - Have drawn Russo
complaint as for assault in 2nd degree to prevent
necessity of proving fire arm loaded - Is this right? would
like to have grand jury indict on each state of facts

Yours Truly Clarke & Culver

1) People ex rel
Paolo Perrone
vs.
Andrea di Cesare
2) People ex rel Mariano
Perrone
vs.
Same
3) People ex rel
Antonino Russo
vs.
Same

0444

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

November 8, 1890.

Sir:

Application for Executive clemency having been made on behalf of Andre Di Cesare who was convicted of assault 2nd degree in the county of New York and sentenced July 20, 1888, to imprisonment in the Sing Sing Prison for the term of four years, five months, I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams.
Private Secretary.

Hon. John R. Fellows,
New York City.

0445

Ans. Nov. 20/90

District Attorney's Office,
City and County of New York.

City and County } ss.
of New York, }

Antonino Russo
of No. 756 Second Avenue Street, aged - 35 - years,
occupation Barber being duly sworn, deposes and says,
that on the twenty second day of May 1888, at the City of New
York, in the County of New York, State of New York —

One Andrea di Caesare with force
and arms in and upon the body
of the said Antonino Russo in the
peace of the said County then and
there being did wilfully and wrong-
fully make an assault upon
the said Antonino Russo by the
use of a weapon namely a revolv-
er, pistol or firearm likely to produce
grievous bodily harm and to or to-
wards and against him the said
Antonino Russo a certain pistol
or revolver or fire arm then and
there apparently loaded and charged
with gunpowder and lead which
the said Andrea di Caesare then
and there had and held the same
being then and there likely to pro-
duce grievous bodily harm and
wilfully and wrongfully did then
and there attempt to shoot off and
discharge the said pistol, revolver or
firearm ~~with intent~~ on him the
said Antonino Russo then and thereby
likely to produce grievous bodily
harm by wilfully and wrongfully
pulling the trigger of the said pistol
or firearm and exploding the fulmina-
ting caps upon the same then and
there apparently loaded as aforesaid
and likely to produce grievous bodily
harm as aforesaid Antonino Russo
Subscribed and Sworn

to be present, on this 1st
day of June 1888 ~~at~~ having
first sworn Nicola Iovine
an interpreter to truly inter-
pret the same to the de-
ponent from English into
Italian, the said deponent
being an Italian and a
foreigner not understanding
the English language and
the same having been
first duly translated to him
as aforesaid

John A. Amundson,
Notary Public (16),
N.Y. Co.

DISTRICT ATTORNEY'S OFFICE,
City and County of New York.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Antonio Russo
186 B Ave
Anderson
Caesare

Office

Dated June 1, 1888

Witnesses, Antonio Macaluso

No. 756 Second Ave Street,

New York

No. Street,

Enrique Catena

No. 756 Second Ave Street,

New York

?

Grand Jury Room.

Witness in 3 cases

PEOPLE

vs.

Andrea Di Cesare

Asst

Witness

Mariono Perrone

750 = 2 ave City Pk

off Lyden & Schlottman = 2nd

21. Prec 2 Prec

Paolo Perrone

313 E 32

Michele Domenici

519 E 29

Joaquin Callena

756 = 2 ave

Antonio Russo

756 = 2 ave

Joaquino Catena

756 = 2 ave

Antonio Maculoso

756 = 2 ave

Antonio Cassano

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Andrea Di Ferraro

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

Andrea Di Ferraro

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

The said *Andrea Di Ferraro*,

late of the City of New York, in the County of New York aforesaid, on the *Twenty-second* day of *May*, in the year of our Lord one thousand eight hundred and eighty *eight*, with force and arms, at the City and County aforesaid, in and upon the body of one *Mariano Ferraro*, in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Mariano Ferraro*, a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Andrea Di Ferraro*, in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *Mariano Ferraro*, thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Andrea Di Ferraro

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

The said *Andrea Di Ferraro*,

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

Mariano Ferraro,

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Andrea Di Ferraro*,

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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.

112.

Witnesses:
Mr. Perrine
Mr. Dominguez
Antonio Rivas

Counsel,
Filed 13 day of June 1888
Pleads, *Arguilla* (14)

THE PEOPLE
vs.
P. D.
Andrea Di Cesare
(*3 cases*)

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code).

JOHN R. FELLOWS,
Counsel for the People,
District Attorney.
Part I of the case.

A True Bill.

Edmund A. Harsley
Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Andrea di Resare

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

Andrea di Resare

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

The said *Andrea di Resare*,

late of the City of New York, in the County of New York aforesaid, on the ~~Twentysecond~~ day of ~~May~~, in the year of our Lord one thousand eight hundred and eighty-eight, with force and arms, at the City and County aforesaid, in and upon the body of one *Antonio Russo* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Antonio Russo*, a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Andrea di Resare* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *Antonio Russo*, thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Andrea di Resare

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

The said *Andrea di Resare*,

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

Antonio Russo

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Andrea di Resare*

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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:

Sworn by
Judge Hartman at
#1000 June 14/88

Counsel,

Filed

13

day of

June 1888

Pleads,

Indictment

THE PEOPLE

vs.

I

TH

Andrea di Cesare
(Bones)

Assault in the First Degree, Etc.
(Firearms.)
(Sections 217 and 218, Penal Code).

JOHN R. FELLOWS,

District Attorney.

June 14/88

A True Bill.

Edmund A. Hurray
Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Andrea di Resare

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

Andrea di Resare

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

The said *Andrea di Resare*,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *May*, in the year of our Lord one thousand eight hundred and eighty*eight*, with force and arms, at the City and County aforesaid, in and upon the body of one *Paolo Perrone* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Paolo Perrone* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Andrea di Resare* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *Paolo Perrone* thereby then and there feloniously and wilfully to kill,, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Andrea di Resare

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

The said *Andrea di Resare*,

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

Paolo Perrone

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Andrea di Resare*

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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.

0454

BOX:

310

FOLDER:

2949

DESCRIPTION:

Doppel, Ernest

DATE:

06/28/88



2949

10
Court of Oyer and Terminer

Counsel,

Filed, 28 day of June 1888

Pleads,

THE PEOPLE,

vs.

B
Ernest Dopfel

Violation of Excise Law.
(Selling without License.)
[III, R. S. (7th Ed), page 1981, § 13,
and Laws of 1883, Chap. 340, § 5].

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Wm. C. Mearns

Foreman,
Grand Jury

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

Dated... 1888

Court of Oyer and Terminer
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ernest Doppel

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

Ernest Doppel
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

III. Revised
Statutes, (7th
edition) p. 1981,
section 13.

The said

Ernest Doppel

late of the City of New York, in the County of New York aforesaid, on the *nineteenth*
day of *July* in the year of our Lord one thousand eight hundred and
eighty-*nix*, at the City and County aforesaid, certain strong and spirituous
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 strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to

One Edward Wood and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT—

(Laws of 1883,
chapter 340 sec-
tion 5)

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

Ernest Doppel
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Ernest Doppel

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, ~~known as~~ *in and*
on board of a certain vessel and barge to wit: the barge
called the "Halter-Saunders" Meyers' Slip and
being in the waters there, known as the Hudson River
certain strong and spirituous liquors, and certain ales, wines and beer, 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 strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to

One Edward Woods and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
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.

(Laws of 1883,
chapter 340 sec-
tion 5.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Ernest Doppel
 of the CRIME of GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,
 WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed
 as follows:

The said

Ernest Doppel

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
 aforesaid, at the City and County aforesaid, and at the premises there situate, ~~known as~~ *in and*
~~on board of a certain vessels and barge, to wit: the~~ *on board of a certain vessels and barge, to wit: the*
~~number~~ *barge called the "Meyers" lying and being in the waters*
~~there, known as the Hudson River~~
 certain strong and spirituous liquors, and certain ales, wine and beer, 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 strong and spirituous liquor to the Grand Jury
 aforesaid unknown, unlawfully did give away to

certain persons whose names are to the Grand Jury aforesaid unknown, to be
 drank upon the premises aforesaid, without having a license therefor, as required by law,
 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.

0458

BOX:

310

FOLDER:

2949

DESCRIPTION:

Doran, Myles

DATE:

06/26/88



2949

12th
Court of Oyer and Terminer

Counsel,

Filed 26 day of June 1888

Pleas *Guilty De'd*

THE PEOPLE,

vs.

B

Stiles Doran

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

JOHN R. FELLOWS,

District Attorney.

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

True Bill.

Dated *July 12th 1888*

Foreman.

By Pleas
Part 11, Debarment 2, 1888.

compellingly put in offered for

July 12th 1888

WITNESSES:

Off. Comm
W. 2nd Dist.

Over and Termen
Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nyles Doran

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

Nyles Doran
 of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Nyles Doran

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*, 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

Leo T. Honey

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

Nyles Doran

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

Nyles Doran

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.

046 1

BOX:

310

FOLDER:

2949

DESCRIPTION:

Dorries, Gustave

DATE:

06/12/88



2949

Witnesses:
Coff. Pulnam
19. Puch

Counsel,
Filed, 12 day of June 1888
Pleads.

Pleads.

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
(III Rev. Stat., 7th Edition, page 1889, Sec. 5)

Gustave Doris

of Special
final dis-
Quinn Tamm
Dw

J & N R. FELLOWS.

RANDOLPH B. MARTINE,

District Attorney.

I was given
 Sessions
 position.
 Date: 11/10/11

Treaty Session _____ Date _____
Wm. C. Brown
Dec 17/98

Приман.

Edward D. Webb

Given $\$30$.
or for 30 days. R. M.

or 30 days

0463

Excise Violation—Keeping Open on Sunday.

POLICE-COURT—

2

DISTRICT.

City and County } ss.
of New York, }

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 12th day of February 1888, in the City of New York, in the County of New York, being then and there in lawful charge of the premises No. 250 Sixth Avenue (now here) 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 Gustave Horvies may be arrested and dealt with according to law.

Sworn to before me, this 13th day of February 1888, }
Police Justice.

Nathan M. Putnam

Police Recruit

Gustave Horvies

Nathan M. Putnam

0464

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK.

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

Question. What is your name?

Answer.

Gustave Lorries

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Germany

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

Answer.

No 250 Sixth Avenue & about 4 days

Question. What is your business or profession?

Answer.

Bar-tender

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**Gustave Lorries*

Taken before me this

13

day of *November* 188*James H. Kelly* Police Justice.

0465

WJ
2-21.

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

~~I hereby certify that the within named persons are not persons for their own and their own property.~~

Dated 188

Police Court

2290
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William R. Williams

Signature of William R. Williams

Office of the Police Court

Dated

Feb 13 1888

Magistrate

Officer

Witnesses

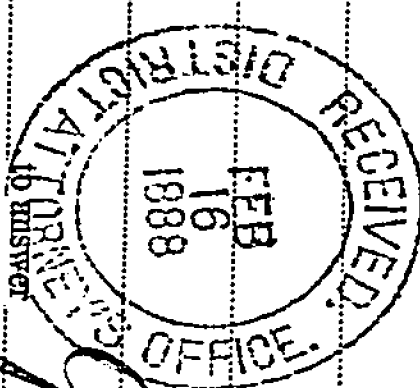
No. 1

No. 2

No. 3

No. 4

\$ 1000



Bentley

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 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 Feb 13 1888 Sam J. McNeill Police Justice.

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

Dated Feb 13 1888 Sam J. McNeill 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.

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

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiff's
against
Gustave Dorries
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 *twelfth* day of *February* 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.

0467

BOX:

310

FOLDER:

2949

DESCRIPTION:

Dorsch, Barbara

DATE:

06/26/88



2949

Witnesses:

1 Off base

75 Re

Court of Oyer and Terminer

Counsel,

Filed,

Pleads,

Judge W. C. Cook
26 day of June 1888
N. Y. Gully 28

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1388, Sec. 21 and
page 1389, Sec. 5.]

Barbara Dorch

Spec 10/10/88

Barbara Dorch
Resident for trial, by process
of Criminal for District Court

JOHN R. FELLOWS,

District Attorney.

True Bill.

Wm. C. Cook

Special Agent

on parole of
Judge W. C. Cook

046

William Downes
Res 40 Downing St
Occup Laborer
Age 29
Parents. Father
Born Ireland
Single

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Barbara Dorsch

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

Barbara Dorsch
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Barbara Dorsch

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*, 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 Jose
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

Barbara Dorsch
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

Barbara Dorsch

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.

0471

BOX:

310

FOLDER:

2949

DESCRIPTION:

Dorsey, James

DATE:

06/15/88



2949

Witnesses:

Mary A Van Landt
Florence Van Broughton
Officer Logan.

Counsel,

Filed

15 day of June 1888

Pleads

Guilty

THE PEOPLE

vs.

161 W 4

12

James Dorsey

Burglary in the second degree
and Grand Larceny

[Section 497506, 528 and 531.]

JOHN R. FELLOWS,

72 June 22/88 District Attorney.

reads 42288

S. C. Hucigroff

A True Bill.

Edmund A. Barry

Foreman.

Copy June 22 1888

Mrs. Wm. L. Pryor

1 Garnet Bracelet

1 " Ring

1 Silver Knife

\$10.00

Mrs. Fannie Van Rensselaer

1 Cameo Ring

6.00

1 Watch

5.00

1 Garnet Pin

1 Pr " Earrings

7.50

1 " Gold

1 " Pin

3.00

1 " Chain Coil Bracelet

2.50

2 " Garnet Earrings

1.96

Mr. Chas. Russell

1 Scarf Pin (Whistle)

2.00

Herman E. Hurd

1 Pr. Gold Sleeve Links

13.00

57.96

\$40.96

0474

Police Court— 2 District.City and County }
of New York, } ss.:

Mary A. Van Zandt
of No. 402 W 23d Street, aged 50 years,
occupation Boarding House Keeper being duly sworn
deposes and says, that the premises No 402 West 23d Street,
in the City and County aforesaid, the said being a Dwelling House

and which was occupied by deponent as a Dwelling House
and in which there was at the time a human being, by name Charlotte Van
Zandt, Herman E Hardegg deponent & several others
were BURGLARIOUSLY entered by means of forcibly ~~open~~ unlocking
the back room door leading from a hallway
with a key (first floor)

on the 31 day of May 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

one garnet Bracelet, one garnet Ring
and one silver Chain all of the value of Ten
dollars. the property of James L Pryor in
the care and charge of deponent and
other property that was contained in
other rooms consisting of divers pieces
of jewelry of the value of Forty dollars
and ninety one cents the property of
Van Zandt, Herman E Hardegg
in the care and charge of deponent

the property of

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
James Dorsey (now here) alias "Little Vic"

for the reasons following, to wit: Deponent says that said defen-
dant rang the door bell on said date and
she opened the hall door. That said defendant
informed her that he came to remove the
messenger call box. Deponent says that
she unlocked the door and said defendant
accompanied her in the room and examined
the box and informed her that he would
not remove the same on that day. Deponent

says that she requested said defendant to take the same away. That said defendant said he was unable to do so on account of him not having this screw driver. Defendant says that she called her servant to go for one

Defendant says that said defendant asked her for the key and he opened the door and went in said room and defendant's servant gave said defendant said screw driver and both left him in said room. Defendant says that immediately hereafter said property ^{contained in said room} was mislaid and other said property that was contained in other rooms in said premises described above and

Sworn to before me Mary A. Burgess
This 3 day of June 1888
James C. Burgess Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0476

Sec. 108-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

James Dorsey Lullie 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.

James Dorsey

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York City

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

Answer.

84 8th Ave

1 year

Question. What is your business or profession?

Answer.

Butcher

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

James Dorsey

Taken before me this

day of

June

1888

James Dorsey
Police Justice.

0477

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

176
Police Court- 2
District. 831

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary A. Van Bant
402 4th St. 23rd

James Barclay
16th St. 23rd

Offence Burglary

Dated June 3 1888

A. O. Kelly Magistrate.

Eugene T. Barry Officer.

16 Precinct.

Witnesses Herman E. Haddock

No. 422m 23 Street.

Mary A. Robinson

No. 1500 to answer

RECEIVED: DISTRICT CLERK'S OFFICE
JUN 3 1888
MTC

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 fifteen 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 3 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.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Dorsey

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

James Dorsey —

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

The said

James Dorsey.

late of the ~~Twenty-fifth~~ Ward of the City of New York, in the County of New York aforesaid, on the ~~thirtieth~~ day of ~~May~~ — *May* —, in the year of our Lord one thousand eight hundred and eighty-~~eight~~ *eight*, with force and arms, about the hour of ~~three~~ o'clock in the ~~day~~ time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Mary A. Dargatz. —

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit:

the said Mary A. Dargatz, and others. —

within the said dwelling house, with intent to commit some crime therein, to wit: the goods chattels and personal property of the said

Mary A. Dargatz. —

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away;

against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity,

SECOND COUNT—

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

James Dorsey —

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

The said *James Dorsey*.

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the *day* time of the said day, with force and arms,

one bracelet of the value of five dollars, one ring of the value of five dollars, and one ring of the value of two dollars, of the goods, chattels and personal property of one James S. Pomeroy, two rings of the value of six dollars each, two rings of the value of five dollars each, three pairs of earrings of the value of three dollars each pair, and one pair of bracelets of the value of two dollars and fifty cents, of the goods, chattels and personal property of one Sophie Van Zandt, — one ready ring of the value of two dollars, of the goods, chattels and personal property of one Charles Russell, and one pair of high shoe buttons of the value of fifteen dollars,

of the goods, chattels and personal property of one *Herman E. Vandegge*.

in the dwelling house of the said *Mary A. Van Zandt*, —

there situate, 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. Haller,
District Attorney

0480

BOX:

310

FOLDER:

2949

DESCRIPTION:

Downs, William

DATE:

06/19/88



2949

175

Witnesses:

Amelrose B. Pillsbury

Counsel,

Filed

19

day of

June

1888

Pleads,

THE PEOPLE

vs.

P

William Dows

W. D. Dows

JOHN R. FELLOWS,

District Attorney.

Grand Larceny Second degree
[Sections 528, 534, 535 Penal Code].

A True Bill

Emmett A. Murray
Foreman.

James D. Dows

Pleads guilty
Elmira P. B. M.

0482

Police Court— District.

Affidavit—Larceny.

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

Ambrose B. Pillsbury
 of No. *39 Stuyvesant* Street, aged *21* years,
 occupation *Furniture business* being duly sworn
 deposes and says, that on the *16* day of *June* 188*8* 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 :

one roll of
brussels carpet of the value of
thirty dollars and seventy five
cents (*\$30.75*)

the property of *W. J. Ruddell* and then in
deponent's care

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 *William Downs* (now here
deponent saw the defendant go
 into the store of said Ruddell at Nos.
318, 320 and 322 Hudson St. and
deponent caught the defendant in
 the act of feloniously taking the
 said property and deponent
 caused the immediate arrest of
 the defendant on said date about
11 o'clock P. M.

Ambrose B. Pillsbury

Sworn to before me, this *17* day of *June* 188*8*
[Signature]
 Police Justice.

0483

Sec. 198-200.

2District Police Court.CITY AND COUNTY }
OF NEW YORK, } ss.William Brown

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

Question. What is your name?

Answer. William Brown

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. Ireland

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

Answer. 40 Downing St. 2 months

Question. What is your business or profession?

Answer. Longshoreman

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 have nothing to say
William Brown
Ment

Taken before me this

day of

188

Police Justice.

0484

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

175
Police Court 2 District.
899

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ambrose B. Pillsbury
38 West Broadway
Wm. Stevens

Offence

Larceny
Felony

Dated

June 17

188

White

Magistrate.

E. S. Ryan

Officer.

8

Precinct.

Witnesses

No.

Street.

No.

Street.

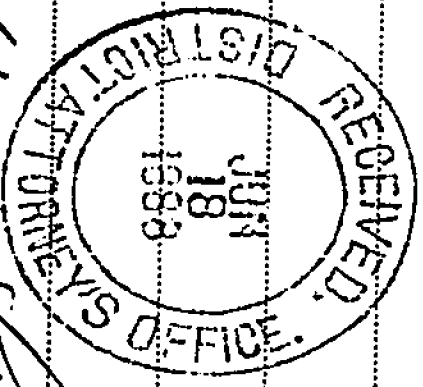
No.

Street.

\$

to answer

500



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 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 June 17 1888 S. J. White 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 he to be discharged.

Dated _____ 188 _____ 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

William Downs

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

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

The said

William Downs

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

*forty yards of carpet of the
value of one dollar each yard*

of the goods, chattels and personal property of one

William J. Ruddell

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

William Downs
 of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

William Downs

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,

*forty yards of carpet of the
 value of one dollar each yard*

of the goods, chattels and personal property of one

William J. Ruddell

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

William J. Ruddell

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

— *William Downs* —

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.

0487

BOX:

310

FOLDER:

2949

DESCRIPTION:

Doyle, Andrew J.

DATE:

06/26/88



2949

Witnesses:
 Off. Geo. J. Barry
 Geo. P. Ward

Andrew J. Doyle

[III Rev. Stat. (7th Edition), Page 1989, Sec. 5.]

pleads, Nov. Quilty 28

717 230
Count of Gyvande Lermener

Oyer and Terminer
 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 J. Doyle

The Grand Jury of the City and County of New York, by this indictment,
 accuse *Andrew J. Doyle* —
 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 *Andrew J. Doyle* —
 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*, 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.

Oyer and Terminer
 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 J. Doyle

The Grand Jury of the City and County of New York, by this indictment,
 accuse *Andrew J. Doyle* —
 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 *Andrew J. Doyle* —
 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*, 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.

0491

BOX:

310

FOLDER:

2949

DESCRIPTION:

Drake, David

DATE:

06/26/88



2949

0492

BOX:

310

FOLDER:

2949

DESCRIPTION:

Banero, Louis

DATE:

06/26/88



2949

Witnesses;

Officer Carey.

Upon an examination of this case, I recommend that defendant be allowed to plead to Petit Larceny.

Dec. 16. 1888.

Nervon M. Davis,
Asst.

Counsel,

Filed

Filed 26 (day of June

Pleads

Pleads. *W. C. C.*

~~THE PEOPLE~~

vs.



David Drake,

2000

2.

Louis Brainerd

Delivered

Chas. 1 JOHN R. FELLOWS

1- *Blade* District Attorney.

City Prison 30 days.

Part 1 001-16, 1888 m.c.

A True Bill.

2126

Edward A. Murray
Foreman.

1871

10

1891

[Handwritten signature]

卷之四

New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

David Drake

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. For the reason that I believe the defendant's story as told by him to be true and that he had no guilty knowledge of the offense charged against him.

Sworn to before me this
28th day of June 1888
James M. Cullen
Notary Public
New York County.

Charles Clinton

0495

Police Court— 2 District.

Affidavit—Larceny.

City and County } ss.:
of New York, }of No. 411 West 25th St Street, aged 40 years,
occupation Driver being duly sworndeposes and says, that on the 6th day of June 1888 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession
and person
of deponent, in the night time, the following property viz:one scarf pin
of the value of one dollar and more
HHthe 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 David Drake (nowhere) and
Louis Benere, (not arrested). Deponentwas passing through West 23^d Street
about 7.15 p.m. on said date when
deponent was accosted by the said
Benere who was in company with the
said Drake, and after some talk
about a proposition made by the said
Benere to fight deponent, the said
Benere snatched the said scarf
pin from deponent's scarf and handed
it to the said Drake, and then both
the defendants ran off. The said
Drake was arrested on June 22
with the said scarf pin at hisSworn to before me, this
day
1888

Police Justice.

house, and the said Drake delivered
the said pin to the policeman John
Lofan on June 22 1888. Whereupon
defendant charges the defendants with
larceny from the person and asks
that they be dealt with as the law
directs.

SWORN TO BEFORE ME

THIS 23 DAY OF June

J. M. Patterson
POLICE JUSTICE.

Charles Clinton

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

Date 1888
Magistrate.
Officer.
Clerk.
Witnesses,
No. Street,
No. Street,
No. Street,
§ to answer Sessions.

0497

Sec. 108-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

David Drake 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.

David Drake

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

N.S.

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

Answer.

247 West 24th St.

Question. What is your business or profession?

Answer.

Painter

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 did not take the gun -
I bought it of O'Brien. I
was in company with him
when he took it. I did not
know what he was going to
do*

David Drake

Taken before me this

*23rd*day of *June*, 188*8**J. M. Williams*

Police Justice.

0498

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

418 942 14
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Whittaker
310 West 23rd St
Adm'd to Court

Offence

Larceny from the person

Dated June 23. 1888

William M. Magistrate.

Second Deputy Officer

16th Precinct

Witnesses

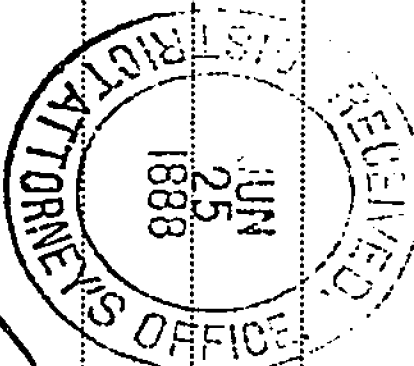
No. Street

No. Street

No. Street

to answer

Conrad



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.....

David Levasser
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
\$200 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 23. 1888 J. M. Patterson 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.

Court of General Sessions

New York Sept 20th 1888

This is to Certify that I am informed that David Drake the Defendant in the case of people against David Drake charged with Grand Larceny. Was arrested about four years ago. and jointly indicted with one Louis Whaley that the said Drake pleaded guilty and was sentenced to the Juvenile asylum. and that David Drake did admit to me when arrested that he had been arrested and convicted for the offense above specified

Respectfully John Carey

Detective 16th Precinct

{ 1 Louis Whaley } Indictment filed
 { 2 Benjamin Drake } May 14, 1884

Drake pleaded Guilty G.L. 2nd ag
 & was sent to Juvenile Asylum

James C. Hall,
Contractor and Decorator.

Office, 10 W. 25d St.

N. Y.

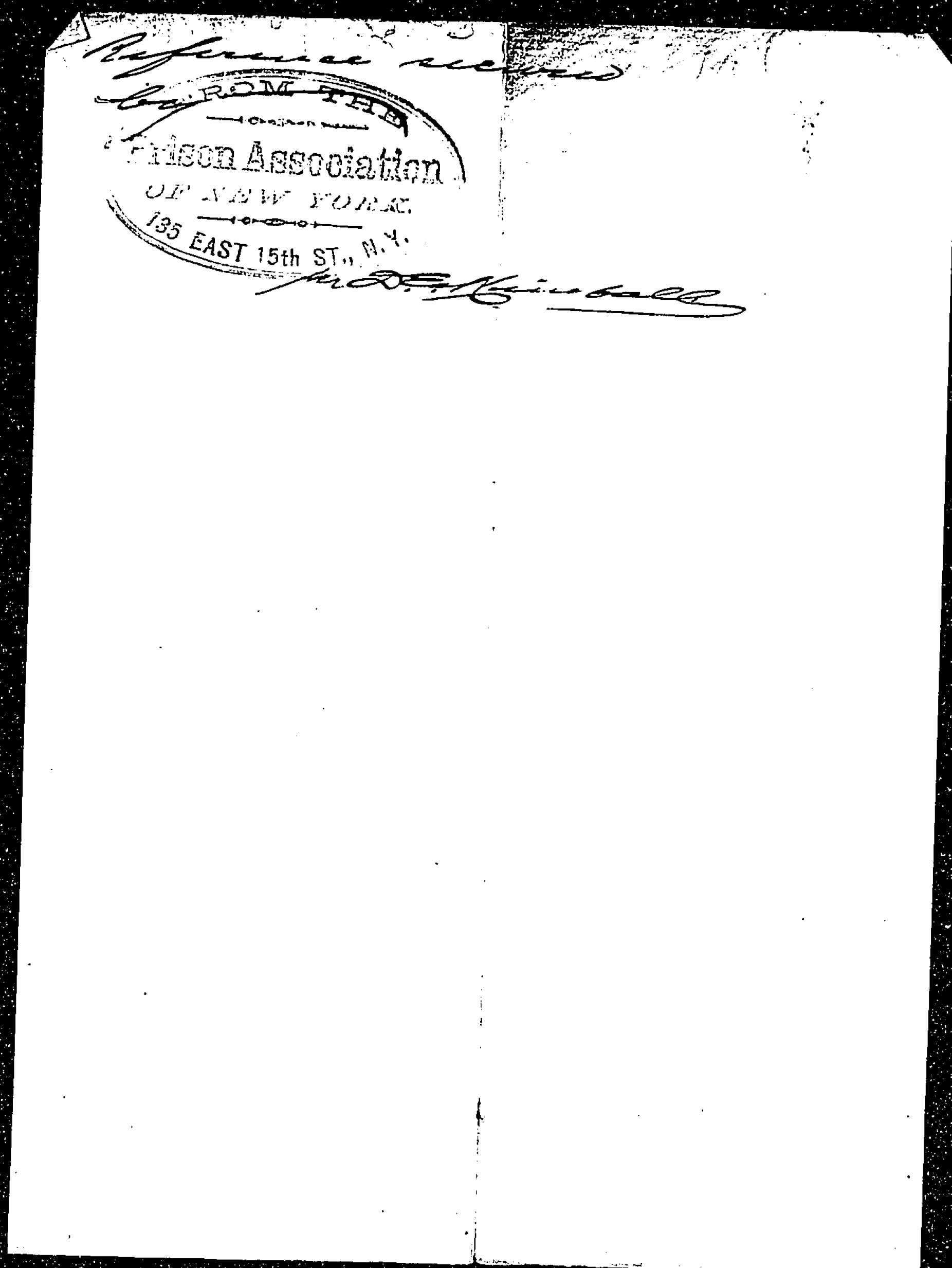
Telephone # 595-21st.

N. Y. Aug 15/88.

This is to certify
that David Duke
while in employ
have satisfaction
and would have
continued in my
employ but for
illness.

J. C. Hall

050



0502

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

David Drake and
Louis Beners

The Grand Jury of the City and County of New York, by this indictment, accuse
David Drake and Louis Beners —
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *David Drake and Louis Beners, both,*

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

one scarf pin of the value
of one dollar

of the goods, chattels and personal property of one *Charles Clinton*
on the person of the said *Charles Clinton*
then and there being found, from the person of the said *Charles Clinton*
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

David Drake and Louis Beners —
 of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said *David Drake and Louis Beners*,

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 scarf pin of the
 value of one dollar*

of the goods, chattels and personal property of one

Charles Clinton —

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

Charles Clinton —

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

David Drake and Louis Beners —

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.

0504

BOX:

310

FOLDER:

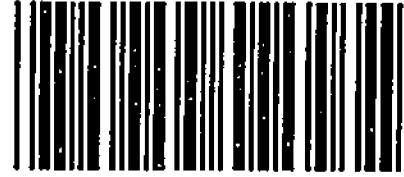
2949

DESCRIPTION:

Droppman, Charles

DATE:

06/28/88



2949

287

Witnesses;

Officer Muller

Counsel,

Filed 28

day of June 1888

Pleads,

Charles D. Drappman

THE PEOPLE

vs.

B

Charles D. Drappman

KEEPING A HOUSE OF IL. FAME, ETC.
[Sections 322 and 385, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL

For want of a Jury
I certify that a Jury
has been sworn
and that the same
has returned a verdict
in accordance with the
law.

Foreman

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 Droppman

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

(Sec. 322,
Penal Code.)

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

The said

Charles Droppman

late of the ~~Yonkers~~ Ward of the City of New York, in the County of New York aforesaid,
on the *fourteenth* day of *April* in the year of our Lord
one thousand eight hundred and eighty-~~eigh~~^{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

Charles Droppman

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

Charles Droppman

(Section 385,
Penal Code.)

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

The said

Charles Droppman

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

and eighty-*eights*, 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 *his* said house, for *his* 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

(Section 322
Penal Code.)

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

Charles Droppman
The said *Charles Droppman*
late of the Ward, City and County aforesaid, afterwards, to wit: on the *fourteenth* day of *April* in the year of our Lord one thousand eight hundred and eighty-*eights* 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 *his* 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 *his* 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.

0508

BOX:

310

FOLDER:

2949

DESCRIPTION:

Dunleavy, Luke

DATE:

06/28/88



2949

Witnesses:

Off. Grunshaw

24th Pr

213
Court of Oyer and Terminer

Counsel,

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

Pleads, *At. G. Kelly July 2*

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(III Rev. Stat. (7th Edition), page 1083, Sec. 21 and page 1089, Sec. 5.)

Duke Lombard

JOHN R. FELLOWS.

District Attorney.

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

True Bill.

Dated

Wm. C. Stanley

Foreman.

Part III December 11, 1888.

Complaint sent to Special Sessions

05 10

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Luke Dunleavy

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

Luke Dunleavy
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Luke Dunleavy

late of the City of New York, in the County of New York aforesaid, on the *twenty fifth* day of *July* 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

George B. Grimshaw

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

Luke Dunleavy

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

Luke Dunleavy

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.

05 11

BOX:

310

FOLDER:

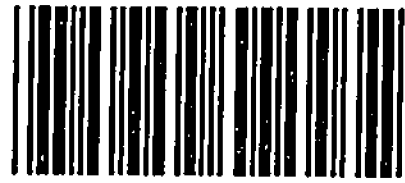
2949

DESCRIPTION:

Dunn, Charles H.

DATE:

06/28/88



2949

05 12

BOX:

310

FOLDER:

2949

DESCRIPTION:

Dunn, Charles H.

DATE:

06/28/88



2949

Witnesses:

H. J. Curao
Officer (Wagon)

Counsel, _____
Filed, 2nd day of June 1886.
Pleads, _____

THE PEOPLE

vs.

18 June 1886
18 June 1886

Charles H. Dunn

INJURY TO PROPERTY.
[Sec. 651, Penal Code.]

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Edmund Adlery

Part III June 29/88 Foreman.

Pleads Guilty

Pen 30 days.

05 14

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Henry J. Curran
 of No. 233 Seventh Avenue Street, aged 35 years,
 occupation Merchant Tailor, being duly sworn deposes and says,
 that on the 20 day of June 1888

at the City of New York, in the County of New York, Charles H. Dunn
 (now here) did wilfully, maliciously
 and feloniously break and destroy
 one plate glass show window
 in front of premises No 233 - 7 Avenue
 in said City, of the value of One Hundred
 Dollars, by hurling and throwing a
 rock or stone through said glass
 window

Henry J Curran

Sworn to before me, this 21 day of June 1888

Police Justice.

05 15

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK ss.

Charles H. Dunn 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 H. Dunn*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *St. Louis Mo.*

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

Answer. *N^o 3205 Broadway, Brooklyn 15 days*

Question. What is your business or profession?

Answer. *Shoe-cutter*

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 guilty**C. H. Dunn*

Taken before me this

*11-18**John J. Mader*
Police Justice.

Dated _____ 188 _____ *Police Justice.*

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles H. Dunn

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

Charles H. Dunn

of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* —
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *Charles H. Dunn*, —

late of the *Sixteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *twentieth* day of *June*, — in the year
of our Lord one thousand eight hundred and eighty-*eight*, at the Ward, City and
County aforesaid, with force and arms, *a certain pane of*

plate glass, —

of the value of *one hundred dollars*, —

of the goods, chattels and personal property of one *Henry J. Ruse*, —

then and there being, then and there feloniously did unlawfully and wilfully *break*

and destroy; —

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 H. Dunn

of the CRIME OF UNLAWFULLY AND WILFULLY

REAL PROPERTY OF ANOTHER, committed as follows:

The said *Charles H. Dunn*, —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year

05 18

aforesaid, at the Ward, City and County aforesaid, with force and arms, a certain
pane of plate glass —

of the value of *one hundred dollars. —*
in, and forming part and parcel of the realty of a certain building of one *Henry*
of Purse. —
there situate, of the real property of the said *Henry of Purse. —*

then and there feloniously did unlawfully and wilfully *break and*
entry. —

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.

05 19

BOX:

310

FOLDER:

2949

DESCRIPTION:

Durser, John

DATE:

06/28/88



2949

0520

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK. ss

John Pirsler 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

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 - I demand a trial by jury at the Court of General Sessions. John Pirsler

Taken before me this

day of *July* 188*6*

Police Justice.

A. J. McIlhenny

0521

BAILED,

No. 1, by Henry Mann

Residence 268 - 9th Street

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, vs.,
OF THE COMPLAINING

Edward Wood

John Leonard

Offence

Dated July 12 1886

Magistrate

Officer

Precinct

Witnesses William H. Henry

No. 109 Street 109

No. 109 Street 109

No. 109 Street 109

No. 109 Street 109

No. 109 Street 109

Paul

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 July 12 1886 Police Justice

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

Dated July 12 1886 Police Justice

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

Dated 1886 Police Justice

0522

Excise Violation—Selling on Sunday.

POLICE COURT—

11th DISTRICT.

City and County } ss.
of New York,

of No.

24 Prince of Peace Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 11 day

of July 1886, in the City of New York, in the County of New York, at

premises No. 24 Prince of Peace Street,
John Jensen (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
may be arrested and dealt with according to law.

Sworn to before me, this 12 day

of July 1886.

Edward Wood

Police Justice.

0523

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Henry J. Curran
 of No. 233 Seventh Avenue Street, aged 35 years,
 occupation Merchant Tailor, being duly sworn deposes and says,
 that on the 20 day of June 1888

at the City of New York, in the County of New York, Charles F. Dunn
 (now here) did wilfully, maliciously
 and feloniously break and destroy
 one plate glass show window
 in front of premises No 233 - 7 Avenue
 in said City, of the value of One Hundred
 Dollars, by hurling and throwing a
 rock or stone through said glass
 window

Henry J Curran

Sworn to before me, this

of June

1888

day

Police Justice.

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Durser

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

Edward Wood
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 Durser
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 Durser
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.

0525

BOX:

310

FOLDER:

2949

DESCRIPTION:

Duvel, August

DATE:

06/26/88



2949

Witnesses:

Wm Mullen

20-10-18

FILED L. O. 15
1896

26
Court of Oyer and Terminer

Counsel,

Filed, *26* day of *June* 188*8*

Pleads, *Not Guilty*

THE PEOPLE,

vs.

August Divil

VIOLATION OF EXCISE LAW

[III Rev. Stat. (7th Edition), page 1089, Sec. 21 and page 1089, Sec. 6.]

JOHN R. FELLOWS.

District Attorney.

Dec 17-1896

True Bill.

Wm Mullen

SUPREME COURT PART 1, Foreman.

December 22 1896

INDICTMENT DISMISSED.

0527

Excise Violation-Selling on Sunday.

POLICE COURT- 2 DISTRICT.

City and County } ss.
of New York, }

of the 20th Precinct Police Fabrisic H. Muller Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 20 day
of November 188 7, in the City of New York, in the County of New York,

at premises No. 257 west 35th Street,
August Ruval (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 August Ruval
may be ~~arrested~~ and dealt with according to law.

Sworn to before me, this 21 day } Fabrisic H. Muller
of November 188 7 }
Police Justice.

0528

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

August Duval 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. *August Duval*

Question. How old are you?

Answer. *55 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *257 West 35th Street and about 18 months*

Question. What is your business or profession?

Answer. *Saloon Keeper*

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. If held, I demand a trial by jury.*

August Duval

Taken before me this

21

day of *May* 188*7*

[Signature]

Police Justice.

0529

Officer Muller
on Nov 20th being let
her on the premises

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

1925
Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Indictment of Muller

1 August Murrell

2
3
4

Offence Excessive
Violation

Dated

November 21 1887

Magistrate.

Officer.

4 - Precinct.

Witnesses

Street.

No.

Street.

No.

Street.

to answer

Bailed

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 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 November 21 1887 P. J. Duffy Police Justice.

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

Dated Nov 21 1887 P. J. Duffy Police Justice.

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

Dated _____ 1887 _____ Police Justice.

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

August Duvel

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

August Duvel
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

August Duvel

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

Gabriel H. Mullin
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

August Duvel
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

August Duvel

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.