

0 154

BOX:

489

FOLDER:

4462

DESCRIPTION:

O'Grady, Mark

DATE:

07/13/92



4462

Witnesses:

J. J. July
5th P.

Counsel,

Filed, 13 day of July 1892

Pleads,

THE PEOPLE

vs.

B

Mark O'Grady

June 13 93

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
(III. Rev. Stat. (7th Edition), Page 1080, Sec. 2.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Samuel S. H.

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

Mark O'Grady

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

Mark O'Grady

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

Mark O'Grady

late of the City of New York, in the County of New York aforesaid, on the *14th* day of *February* — in the year of our Lord one thousand eight hundred and ninety-*two* —, 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 bear, 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.

DE LANCEY NICOLL,

District Attorney.

0 157

BOX:

489

FOLDER:

4462

DESCRIPTION:

O'Hara, James

DATE:

07/08/92



4462

Witnesses:

Michaele O'Neil

1727 1st Ave

Mc Knoch.

210 E. 90th

Chas. Stenberg

1688 1st Ave E

Part II 9th.

On the within withdrawn,
and the statement of the
complainant that he
accused the defendant.
I respectfully recommend
that the deft be
discharged on his own
recognizance

Henry D. Wadson
advising 21st May

Aug 18 1892.

Counsel,

M. Naege

Filed

8 day of July 1892

Pleads,

Not Guilty (11)

THE PEOPLE

vs.

James O'Hara

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

DE LANCEY NICOLL,

District Attorney.

CLERK

A TRUE BILL.

[Signature]

Foreman.

Part 2 - Aug. 18, 1892.

The Motion of said Attorney
deft discharged on his own
recognizance

0 159

PRESBYTERIAN HOSPITAL,

70th Street and Madison Avenue,

C. IRVING FISHER, M.D.,
Superintendent.

New York, 30. 6 1892

This is to Certify, that Michael O'Neil

a patient in this Hospital, is suffering from

Pistol shot wound of thigh. Will be in
condition for discharge in few days

his condition is improved, and he is not in a dangerous condition.

W. H. H. H.

House

Surgeon

1.30 P. M.

0160

PRESBYTERIAN HOSPITAL,

70th Street and Madison Avenue,

C. IRVING FISHER, M. D.,
Superintendent.

New York, June 26th 1892.

This is to Certify, that Michael O'Neil
a patient in this Hospital, is suffering from Bullet
Shot wound Chest

his condition is improved, and he is not in a dangerous condition.

C. H. Forbes
House Surgeon

9 A. M.

0 16 1

PRESBYTERIAN HOSPITAL,

70th Street and Madison Avenue,

C. IRVING FISHER, M. D.,
Superintendent.

New York, 23 6 1892

This is to Certify, that *Michael O'Neil*
a patient in this Hospital, is suffering from *Pistol shot*
wound of thigh

condition is improved, and he is *not* in a dangerous condition.

10 30
A. P. M.

W. H. Hume

House *Off Surg.*

0 162

CITY AND COUNTY } ss.
OF NEW YORK.

POLICE COURT, 5 DISTRICT.

of No. 27th Precinct Police Street, aged years,

occupation Police Officer being duly sworn, deposes and says

that on the 21st day of June 1892

at the City of New York, in the County of New York. Dependent arrested

James O'Hare (now here) on a charge of felonious assault shooting me & Michael O'Neil in the left thigh. From the effects the said O'Neil is now confined in the Presbyterian Hospital and unable to appear in Court.

Dependent further says that O'Neil fully identified this defendant in dependent's presence as the person who shot him. Wherefore dependent prays the said defendant be held to account respect of said injuries.

Benton & Wells

Sworn to before me, this

17th

day

of

June 1892
 J. C. Wells
 Police Justice

0163

339	Police Court, 5	District
THE PEOPLE, &c.,		
ON THE COMPLAINT OF		
James O'Hare		
vs		
AFFIDAVIT		
Assault felony		
Dated	June 22	189 2
	Mead	Magistrate.
	Wells	Officer.
Witness,		
Disposition		
Fine \$5		
#500 bail		
Committed to await sentence		

0 164

Police Court—

5th District.City and County } ss.:
of New York,

of No. 1727 First Avenue Street, aged 24 years,
 occupation Blacksmith being duly sworn
 deposes and says, that on the 21st day of June 1892 at the City of New
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by James O'Hara
 otherwise known as McDermott (nowhere)
 from the fact that on said day at about 3 o'clock
 in the afternoon while deponent was in East
93rd Street near 1st Avenue sitting with several friends
~~that~~ the defendant came up, after remaining
 about 1/2 an hour he pulled out a Pistol and
 discharged one shot at the person of deponent
 the Bullet from said Pistol striking deponent
 on the Thigh of the left Leg near the Groin
 injuring deponent so severely that he was confined
 since the day of the assault until the present
 time in the Presbyterian Hospital, deponent

charges that the assault so committed was
 done

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 1st day
 of July 1892

Michael O'Neil

Charles V. Laintor Police Justice.

0165

Sec. 198-200.

5th

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss:

James O'Hara

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

Question. What is your name?

Answer. James O'Hara

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York City

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

Answer. 1537 3rd Avenue, a few years

Question. What is your business or profession?

Answer. Plumber

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,
James O'Hara

Taken before me this

9th

day of July 1892

Charles W. DeWitt
Police Justice

0 166

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.....

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

Dated, July 1 1892 Charles V. Santor Police Justice.

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

Dated,..... 189..... Police Justice.

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

Dated,..... 189..... Police Justice.

0 167

H.M. for ex
July 3rd 1892. 10 AM.
July 5th 1892. 10 AM.

833

Police Court, 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Quil
1727th 1 Ave
James O'Hara

Assault
Felony

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated, July 1st 189 2

Taunton Magistrate.

Beaton & Mello Officer.

27 Precinct.

Witnesses Moses Roach

No. 210 East 9th Street.

Charles Dunlavy

No. 1688 Avenue A Street.

John James

No. 219 E 9th Street.

\$ 10.00 to answer G. S.

Em

0168

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

James O'Hara

*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.*

Michael O'Neil

District Attorneys Office.
City & County of
New York.

Father of defendant James O'Hara
is a policeman - The true name
of defendant is ^{John} James Mc Dermott.
His father is a policeman -
Defendant was drunk at the
time he committed the assault,
and at the time he was arrested
gave in the fictitious name -
Assault occurred June 21, 1892,
about two o'clock ^(Wednesday) - He was a
plumber by trade, working on
the Cable Road (3rd Avenue).
On Sunday before June 21, '92
the defendant and O'Neil had
been drinking together and

District Attorneys Office.
City & County of
New York.

were both intoxicated. The defendant said that he himself was an outcast; that he was not wanted in the crowd &c; that O'Neil was as bad as the rest &c. One was led to another until they came to blows. The defendant & O'Neil were the best of friends before the quarrel: There was no cause for anger or disagreement between them. They were separated and the defendant went home.

On Tuesday the defendant was drunk again.

Three complainant O'Neil and two other parties

0171

District Attorneys Office.
City & County of
New York.

were in at a blue stone yard
in 93rd St near 1st Ave - watch-
ing the stone cutters - Defendant
came up and joined them -
He said nothing to the party -
He stood there about 20 minutes
O'Neil was sitting down - Defend-
ant said "You licked me and
I'll lick you - One turn deserves
another" in words to that
effect and shot O'Neil -
Went into hospital June 21st/92
+ came out July 1st or 2nd -
was in hospital about
ten days - The wound did
not give him much pain -
was in bed while in the
hospital -

District Attorneys Office.
City & County of
New York.

Defendant & O'Neil were good friends - O'Neil says defendant would not have shot him except for the fact that he was drunk. If defendant was released, O'Neil is sure they would be friends re.

Defendant has a mother about 50 yrs old. She is very much troubled about her son. They are good, honest, respectable people. O'Neil thinks his mother will grieve herself sick unless her son is liberated. Defendant has sisters also who are much

District Attorneys Office.
City & County of
New York.

troubled over his arrest. He is
not married, nor about to
be married. Defendant lives
at home and helps support
his family - First offense of
defendant. Defendant is
hardworking and has a good
character - O'Neil does
not desire to press this
charge.

Case has not been
called in Court yet -
Michael O'Neil

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 O'Hara

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

James O'Hara
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

James O'Hara

late of the City of New York, in the County of New York aforesaid, on the *21st* day of *June* in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *Michael O'Neil* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Michael O'Neil* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *James O'Hara* 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 *Michael O'Neil* 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

James O'Hara
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

James O'Hara

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 *Michael O'Neil* 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 *Michael O'Neil*

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

James O'Hara

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.

DE LANCEY NICOLL,

District Attorney.

0175

BOX:

489

FOLDER:

4462

DESCRIPTION:

O'Molt, Christopher

DATE:

07/11/92



4462

133A

Witnesses

Patrick Callahan

10th

Counsel,

Filed, 11 day of July 1892

Pleads,

Not Guilty - (13)

THE PEOPLE

vs.

B

Moore

Christopher O. Moore

indicted as

Christopher O. Moore

McCarthy

VIOLETION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 33].

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

Samuel D. ...

Foreman.

0177

Court of General Sessions of the Peace

1897

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Christopher O. Morris

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Christopher O. Morris

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
ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale 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 spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

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
New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse, the said
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

Christopher O. Morris

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale 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 offer and
expose for sale to one

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.

DE LANCEY NICOLL

District Attorney.

0178

BOX:

489

FOLDER:

4462

DESCRIPTION:

O'Neill, Denis

DATE:

07/13/92



4462

0179

179.0

Witnesses:

Wm. J. Tully
5.11

Counsel,

Filed,

13 day of July

1892

Pleads,

THE PEOPLE

vs.

B

Dennis O'Neil

June 13 98

VIOLETION OF EXCISE LAW.
(Keeping Open on Sunday.)
(Ill. Rev. Stat. (7th Edition), Page 1899, Sec. 2.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Donaldson

Foreman.

0180

480

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Dennis O'Reilly

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

Dennis O'Reilly

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

Dennis O'Reilly

late of the City of New York, in the County of New York aforesaid, on the *31st* day of *January* — in the year of our Lord one thousand eight hundred and ninety-*two* —, 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.

DE LANCEY NICOLL,

District Attorney.